

RICHARD ALLEN HAMMONDS
 PLAINTIFF

v
 JEROME WAISH ET AL
 DEFENDANTS

NO. 3:11-CV-1666

Judge MALACHY E. MANNION

Plaintiff's pretrial memorandum

FILED
 SCRANTON

AUG 21 2014

PER 
 DEPUTY CLERK

A. A BRIEF STATEMENT AS TO FEDERAL COURT JURISDICTION

THIS ACTION WAS BROUGHT PURSUANT TO 42 U.S.C. § 1983. THE COURT HAD JURISDICTION UNDER 28 U.S.C. §§ 1331 AND 1343

B). A SUMMARY STATEMENT OF FACTS AND CONTENTIONS AS TO LIABILITY

PRISONER HAMMONDS WAS INCARCERATED AT SCI DALLAS FROM DECEMBER, 2009 THROUGH FEBRUARY, 2011. ON JANUARY 26, 2011, DEFENDANT BUCK WILLFULLY OPENED PLAINTIFFS CELL DOOR UNLAWFULLY WHILE CONFINED IN THE RHM. IN VIOLATION OF DOC 651 WHICH IS A DOC POLICY GOVERNING THE RESTRICTIVE HOUSING UNIT, WHEN DEFENDANT BUCK UNLAWFULLY OPENED PLAINTIFFS CELL DOOR, DEFENDANT HARRISON WAS CONDUCTING A SECURITY ROUND AND SHOUTED FOR PLAINTIFF TO EXIT HIS CELL FOR A FIGHT.

AFTER PLAINTIFF'S ASSAULT ON DEFENDANT HARRISON DEFENDANT HEADMAN IMMEDIATELY INTERVENED, TAKING PLAINTIFF TO THE GROUND. WHILE PLAINTIFF WAS SUBJUGATED ON THE GROUND DEFENDANT HARRISON REPEATEDLY PUNCHED PLAINTIFF IN HIS FACE AREA WHILE SMASHING HIS FACE INTO THE GROUND'S CONCRETE. WHILE DEFENDANT HARRISON PUNCHED PLAINTIFF DEFENDANT HEADMAN WAS EXCESSIVELY PLACING THE HANDCUFFS AROUND PLAINTIFF'S LEFT WRIST AND RIGHT WRIST LEAVING SCARS.

DEFENDANT BUCK THEN ORDERED FOR A SPIT MASK TO BE PLACED AROUND PLAINTIFFS FACE. DEFENDANT HEADMAN FORCIBLY PLACED THE SPIT MASK OVER PLAINTIFFS HEAD THEN CHOKED HIM WITH IT CALLING HIM NIGGERS.

After the excessive placed restraints were in place plaintiff was taken to the restrictive housing unit's dayroom where as he was kicked, punched and stamped by defendants Buck, Headman, and Harrison along with several other officers unknown to plaintiff. The use of excessive force was used maliciously and sadistically with specific intent to inflict pain and suffering and not to maintain or restore discipline.

plaintiff was then transferred to SC2 Frackville 23 days after his severe beating by the guards at Dallas. While housed at SC2 Dallas plaintiff commenced this law suit against defendants Buck, Harrison and Headman. It came to defendants Marich's attention and he started grinding plaintiff up sexually harassing him. Plaintiff filed a grievance and defendants Long, Kallie and Weldon began to poison plaintiff's food trays continuously without remorse.

Plaintiff has eye witnesses to the tampering of his food by prisoners and prison chaplains. Plaintiff re-incorporates by reference his Amended Complaint as relevant to the current claims here presented to the courts.

C). A comprehensive statement of undisputed facts:

plaintiff was sentenced to five to ten years incarceration following a conviction of a jury trial.

plaintiff was incarcerated at SC2 Dallas from December 2009, until February 18th 2011.

On January 26, 2011 defendant Buck unlawfully opened plaintiff's cell door. Defendant Harrison taunted and ridiculed the plaintiff to come out and fight. Defendant Harrison and Headman used excessive force against plaintiff after he was subdued. Plaintiff was taken into the other dayroom and punched, kicked and stamped by defendants Headman, Buck, Harrison and others maliciously and sadistically with specific intent to inflict pain and suffering and not to maintain or restore discipline.

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Poisoned with tainted food for 21 months by defendants KALCE, LONG and WIDOW. These defendants done this for reasons of plaintiff exercising his protected conduct to petition for a redress on grievances.

D.) A brief description of damages, including where applicable:

1). Principal injuries sustained:

As stated in plaintiffs verified complaint HE WAS SEVERELY BEATING BY BUCK, HEADMAN AND HARRISON, then poisoned by way of tainted food by LONG, KALCE, AND WIDOW.

The principal injuries sustained from the severe unnecessary beating that plaintiff suffered by the hands and feet of BUCK, HEADMAN AND HARRISON were a mild concussion, chipped front right tooth, nose bleed, swollen of the face, bumps and bruises all over plaintiffs body, a migraine headache, which all ultimately triggered plaintiffs post traumatic stress disorder, along with swollen and discolorations all over his body.

The principal injuries sustained from the food poisoning that the plaintiff suffered for 21 months by defendants LONG, KALCE, AND WIDOW were nose bleeds, violent cramps, bloatations of the stomach, nausea, periodic states of unconsciousness, itching/burning type sensations in his chest and trachea area, vomiting and blood in his stool - which caused significant pain and suffering and severe chest pains.

FURTHERMORE THE PRINCIPLE INJURIES WERE OF A MALICIOUS AND SADISTIC INTENT ON THE DEFENDANTS BEHALF BECAUSE EACH DEFENDANT ACTED WILLFULLY, CONSCIOUSLY AND DELIBERATELY WITH SPECIFIC INTENT TO CAUSE PLAINTIFF HARM, PAIN AND SUFFERING. EACH DEFENDANT HAS A CONSCIENCE AND KNOWS AND UNDERSTAND THE DIFFERENCE BETWEEN RIGHT AND WRONG FULLY KNOWING THE CONSEQUENCES OF THEIR ACTIONS YET DONE IT ANYWAY FOR MALICIOUS AND SADISTIC PURPOSES.

2). Hospitalization and convalescence:

BEATING AND FOOD POISONING Plaintiff was ~~not~~ hospitalized AS A RESULT OF THE SEVERE

PLAINTIFF WAS GIVING ICE PACKS, MOTRIN, X-RAYS AND LUBRICANTS for his bruises following the severe beating and excessive placed restraints on his wrist and ankles alike. Plaintiff healed fairly well with the exception of his chipped tooth and post traumatic stress syndrome.

Plaintiff was not hospitalized AS A RESULT OF THE FOOD POISONING by LONG, KALCE, AND WIDOW. HE WAS DENIED ALL MEDICAL CARE AT SCZ FRANKVILLE AND FORCED TO GO ON AN STARVATION DIET LOSING APPROX. 30 LBS PLUS, THIS PUNITIVE STARVATION DIET RESULTED IN PLAINTIFF BECOMING EXTREMELY EMACIATED, SUFFERING EXTREME WEIGHT LOSS AND DEBILITY, POSSIBLY PLAINTIFF HAS RETAINED A LIFE THREATENING ILLNESS DUE TO THE CONSTANT STOMACH PAINS AND NAUSEA PERIODIC UNCONSCIOUSNESS.

3) Present disability %

CONSTANT FEAR OF STAFF ASSAULTS. PARANOID AND DELUSIONAL DISORDER. POST TRAUMATIC STRESS DISORDER. MAJOR DEPRESSION ALL AS A RESULT OF THE SEVERE BEATING AND FOOD POISONING

4) Special monetary damages, loss of past earnings, medical expenses, property damages etc. %

Plaintiff spent hundreds of dollars on the prison medical sick call for the food poisoning claims directly resulting from long, KALCE AND WILSON.

Plaintiff's property damages are his chipboard front tooth that happened as a result of the severe beating by HARMON HARRISON AND BUCK.

5). Estimated ~~value of~~ ^{VALUE OF} PAIN AND SUFFERING %

To be determined by the JURY if applicable

6.) SPECIAL damage claims %

To be determined by the JURY if applicable

E.) WITNESSES %

PRISONER, RICHARD ALLEN HAMMONDS, plaintiff
PRISONER, DEVON HAYES.
PRISONER MICHAEL DELL SANTI
PRISONER GEORGE LASHAWN BROOKS BEY
PRISONER RICHARD FORD
PRISONER DONALD MURPHY
PRISONER THOMAS DOCKREY
PRISONER VICENT HALLMAN
CHAPLAIN LIGGITT

Plaintiff reserves the right to call those listed on defendants ~~or~~ counsels witness list.

F) Summary of testimony of each expert witness %

N/A

G.) SPECIAL COMMENT ABOUT PLEADINGS AND DISCOVERY

Plaintiff initiated this civil rights complaint against Defendants BUCK, HARRISON AND HEADMAN asserting that an excessive force was used against him maliciously and sadistically with the specific intent to inflict the unnecessary and wanton infliction of pain upon the plaintiff and not to maintain or restore discipline. In fact he was already subdued in excessive placed restraints and moved to another area where the severe beating occurred, and that such severe beating was in retaliation for him assaulting an officer minutes before.

Also in the complaint is the plaintiff's assertions of him being intentionally fed poisonous food by defendants long, KALCE AND WIDOW. And that he was fed such for a consecutive of 21 months while at SOC Franklinville. And that such were done in direct retaliation of the plaintiff engaging in protest conduct (i.e. filing grievances and lawsuits)

H.) SUMMARY OF LEGAL ISSUES INVOLVED AND LEGAL AUTHORITIES RELIED UPON:

"EXCESSIVE FORCE" by prison guards constitutes cruel and unusual punishment. HUDSON V. MCMEULIAN 503 U.S. 1, 8. (1992); the court found a violation of the ~~fourth~~ eighth amendment when prison officials punched and kicked a prisoner, leaving him with minor bruises, swelling of his face and mouth, and loose teeth. The court held that a guards use of force violates the eighth amendment when it is not applied "in good faith effort to maintain or restore discipline" but instead used to "maliciously and sadistically cause harm"

"EXCESSIVE FORCE" is any physical contact by a guard that is meant to cause harm, rather than keep order. Factors to consider when deciding whether the force was malicious and sadistic or in a good faith effort to maintain or restore discipline,

1. THE NEED FOR FORCE
2. WHETHER THE AMOUNT OF FORCE USED WAS REASONABLE GIVEN THE NEED
3. HOW SERIOUS THE NEED FOR FORCE APPEARED TO THE GUARDS
4. WHETHER THE GUARD MADE EFFORTS TO USE AS LITTLE FORCE AS NECESSARY, AND
5. HOW BADLY A PRISONER WERE HURT

What's also important to point out is the "STATE OF MIND" of the prison officials (BUCK, HARRISON, AND HANOMAN) in using the excessive force and second severe beating against plaintiff while he was already in excessive plastic restraints. Plaintiff was kicked, punched, stomped and spit on by said defendants repeatedly while handcuffed and shackled. Numerous court findings has found prison guards violate the 8th Amendment where they were responsible for "the unnecessary and wanton infliction of pain"; "wanton" means hateful, cruel, or reckless. For plaintiff alleged that the excessive force and beating was not necessary part of prison discipline because he was already subdued.

Plaintiff also asserted in his complaint that defendants LONG, KALCE, AND WIDOW intentionally tampered with his food by placing a variety of substances in his food including disinfectant detergent, and plaintiff asserted that such were done in retaliation for having filed suit against BUCK, HANOMAN, AND HARRISON. Both allegations are in direct violations of the eighth and first amendments respectively.

Food is one of the basic necessities of life protected by the eighth amendment. KNOP V. JOHNSON 667 F.Supp. 512, 525 (W.D. Mich 1987), aff'd in part denied in part, 977 F.2d 996, 1000 (6th Cir 1992), see also Robles V. Coughlin 725 F.2d 1216 (2d Cir. 1993) (allegations of contaminated food states a constitutional claim). The retaliation for filing prison grievances and law suits also violates the first amendment RAUSER V. HORN 241 F.3d 330, 334 (3d Cir 2001).

" A retaliation claim essentially entails three elements 1). the plaintiff engaged in protected conduct; 2). an adverse action was taken against the plaintiff that would deter a person of ordinary firmness from continuing to engage in that conduct; 3) there was a causal connection between elements one and two - that is, the adverse action was motivated at least in part by the plaintiffs protected conduct"

I). Stipulations Desired:

THE DEFENDANTS photocopies are authentic
 THE REST OF THEIR EXHIBITS ARE SKEPTICAL
 Photocopies may be used in lieu of originals

J). Estimated number of trial days:

four or five days due to cross examinations and
disputed testimonies:

K). Any other matters pertinent to the case to be tried

1. How the plaintiff came to be able to assault Harrison in the first place.
2. Explanations of security level five housing unit procedures in regards to allowing level five housing unit prisoners out of their cells.
3. The authenticity of defendant's inmate witness Gary Ford's testimony. in lieu of his fabricated and falsified statement.

L). Exhibit List:

See attached exhibit list.

M). Special verdict questions:

See attached proposed special verdict questions

N). Statement that the person with settlement authority has been notified or not

Plaintiff cannot answer this question for he has not been in contact with such authority

O) Certified required under local rule 30.10 "

N/A

P). Findings of Fact and Law:

To be determined by the jury if applicable

Dated August 15th 2014

Respectfully submitted

Richard Allen Hammonds Jr

/s/ Richard Hammonds

JD8826
302 SMITHFIELD
PO BOX 999
1120 PINE ST
HUNTINGDON PA 16652

CERTIFICATE OF SERVICE

I, RICHARD ALLEN HAMMONDS JR, PLAINTIFF IN THIS CASE
proceeding pro-se hereby certify that on August 15th 2014, I CAUSED to
be served a true and correct copy of the foregoing document titled
Plaintiff's pretrial memorandum to the following via US mail:

OFFICE OF ATTORNEY GENERAL
15th FLOOR, STRAWBERRY SQUARE
HARRISBURG PA 17120

- AND -

OFFICE OF THE CLERK
UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA
WILLIAM J. WORTON FEDERAL BLDG. & U.S. COURTHOUSE
235 NORTH WASHINGTON AVE
PO BOX 1148
SCRANTON PA 18501-1148

/s/ Richard Hammonds

Richard Allen Hammonds
JD8826

Dated Aug 15, 2014

ABBREVIATED NAME OF CASEHAMMONDS V WALSH, ET ALCASE NO 3:11-CV-1666NAME OF PARTY SUBMITTING THIS LIST

Plaintiff HAMMONS, RICHARD,

COP
Plaintiff's
Exhibit No.

1. CD BATES DEF 000613, video from DALLAS
2. CD BATES DEF 000614, video from DALLAS
3. CD BATES DEF 000615, video from DALLAS
4. ~~DEF 000616~~ DEF VIDEO OF PLAINTIFF'S ESCORT, HAND HELD CAMERA
5. VIDEO OF PLAINTIFFS ESCORT
6. PLAINTIFFS SUPPLEMENTAL AMENDED COMPLAINT
7. DEFENDANT HEADMAN'S INITIAL REPORT OF THE INCIDENT MISCONDUCT # 6134550
8. DEFENDANT HARRISON'S INITIAL REPORT OF THE INCIDENT MISCONDUCT # 6 276940
9. INMATE GARY FORD'S STATEMENT
10. ANONYMOUS TIP TO SECURITY'S OFFICE
11. DEF 000059 ANOTHER VERSION OF THE INCIDENT
12. DEF 000539 MEDICAL RECORD JAN 1st 2011
13. DEF 000540 MEDICAL RECORD JAN 1st 2011
14. DEF 000541 MEDICAL RECORD JAN 2nd 2011
15. DEF 000537 MEDICAL RECORD JAN 2nd 2011 - JAN 3rd 2011
16. DEF 000538 MEDICAL RECORD JAN 4th - JAN 28th 2011
17. DEF 000347 MEDICAL RECORD DEC 24, 2010
18. DEF. 000016 DEFENDANT HARRISON'S SECOND REPORT OF INCIDENT 1/26/11
19. DEF 000017 DEFENDANT HARRISON'S THIRD REPORT OF INCIDENT 1/26/11
20. DEF 000018 DEFENDANT HEADMAN'S SECOND REPORT OF INCIDENT 1/26/11
21. DEF 000019 DEFENDANT HEADMAN'S THIRD REPORT OF INCIDENT 1/26/11
22. DEF 000534 MEDICAL RECORD 1/26/11 - 1/27/11
23. DEF 000536 MEDICAL RECORD 1/26/11
24. DEF 000009 GRIEVANCE OF INCIDENT 353745
25. DEF 000008 GRIEVANCE OF INCIDENT 353754
26. DEF 000007 GRIEVANCE OF INCIDENT 353754
27. DEF 000006 GRIEVANCE OF INCIDENT 353754
28. DEF 000005 GRIEVANCE OF INCIDENT 353754
29. DEF 0000074 PHOTO OF PLAINTIFF
30. DEF 0000075 PHOTO OF PLAINTIFF
31. DEF 0000076 PHOTO OF PLAINTIFF
32. DEF 0000077 PHOTO OF PLAINTIFF

HAMMONDS V WALSH ET AL

CASE NO: 3:11-CV-1666

NAME OF PARTY Submitting this list:

HAMMONDS, RICHARD, PLAINTIFF:

C.O.P
Plaintiff's
EXHIBIT NO.

- 33. Affidavit of DEVON HAYES
- 34. Affidavit of MICHAEL DEILI SANTI
- 35. Affidavit of TIMOTHY DOCKERY
- 36. Affidavit of DONALD MURPHY
- 37. DEF 000032 MEDICAL INCIDENT/INJURY REPORT OF HAMMONDS 1-26-11
- 38. DEF 000034 MEDICAL INCIDENT/INJURY REPORT OF HARRISON 1-26-11
- 39. DEF 000036 MEDICAL INCIDENT/INJURY REPORT OF HEADMAN -1-26-11

IN THE UNITED STATES DISTRICT COURT
 Case 3:11-cv-01666-RDM Document 16 Filed 11/30/11 Page 1 of 14
 FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

RICHARD ALLEN HAMMONDS JR.
 PROSE
 ✓
 PLAINTIFF

SUPPLEMENTAL AMENDED
 COMPLAINT

CIVIL ACTION NO. 3:11-CV-01666

JEROME WATSON
 KATHY BRITTON
 NORM O'BRIEN
 L.P. MATHIAS
 RYAN LUCAS
 STASHA M. LARSON
 JOSEPH ZAKABRAKAS
 RORY O'BRIEN
 PAUL DRAGON
 HERDMAN, BARKER, PATTERSON, MARTIN
 MESSER, STONICK, BUCC, WATKINS
 PAUL, HERRING, EXAMINER, MCKOWN
 PSYCHO DOCTOR JOHN DOE
 INDIVIDUALLY AND IN THEIR OFFICIAL CAPACITIES
 BY COLLINS
 A. LAMUCKA
 P. O. DRAHMER
 PA. NANCY
 PA. KYLE HUMPHREY
 LARRY, MURACHI, REESE, POPSON, WIDEN, KAKS
 INDIVIDUALLY AND OFFICIAL CAPACITIES.

FILED
 SCRANTON

NOV 30 2011

PER 
 DEPUTY CLERK

I Jurisdiction and Venue

1. This is a civil action authorized by 42 USC section 1983 to redress the deprivations under color of state law, of the rights secured by the constitution of the United States. The court has jurisdiction under 28 USC 1331 and 1343 (A) (3). ~~Because~~ THE COURT HAS SUPPLEMENTAL JURISDICTION OVER THE PLAINTIFF'S FOUR CLAIMS UNDER 28 USC 1367 AND 636 (B)(1)(B). PLAINTIFF HAMMONDS SEEKS DECLARATORY RELIEF PURSUANT TO 28 USC SECTION 2201 AND 2202. PLAINTIFF HAMMONDS CLAIMS FOR AN INJUNCTIVE RELIEF ARE AUTHORIZED BY 28 USC SECTION 2283 AND 2284 AND RULE 65 OF THE FEDERAL RULES OF CIVIL PROCEDURE. THE SUPPLEMENTAL COMPLAINT IS AUTHORIZED BY FEDERAL RULES OF CIVIL PROCEDURE RULE 15 (D).

2. The middle district of Pennsylvania is an appropriate venue under 28 USC SECTION 1391 (B)(2) BECAUSE IT IS WHERE THE EVENTS GIVING RISE TO THESE CLAIMS OCCURRED.

II Plaintiff

3. Plaintiff Richard Allen Hammonds JR # J07826 IS AND WAS AT ALL TIMES RELEVANT MENTIONED HEREIN THE COMPLAINT A PRISONER OF THE DEPARTMENT CORRECTIONS IN THE CUSTODY OF THE DEPARTMENT CORRECTIONS. HE (PLAINTIFF HAMMONDS) IS CURRENTLY CONFINED AT THE STATE CORRECTIONAL INSTITUTION AT PRACKVILLE PENNSYLVANIA TO WHICH HE WAS PREVIOUSLY CONFINED AT STATE CORRECTIONAL INSTITUTION AT DALLAS PENNSYLVANIA.

EXHIBIT

5

DEFENDANT'S
 EXHIBIT

15

~~III. Defendants~~
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4. Defendant JEROME WALSH is the Superintendent at SCI DALLAS. He is legally responsible for the welfare of all the inmates AND for the operations of SCI DALLAS. He's in charge of the supervision and discipline of all correctional staff at DALLAS. He's in charge of answering all 2nd level appeals of grievances and disciplinary procedures.
5. Defendant KATHY BRITTON is the acting deputy superintendent at SCI DALLAS AND she is legally in charge of the discipline and supervision of all correctional officers at SCI DALLAS. She is also head commissioner of the program review committee AND she's in charge of answering first levels of appeals of disciplinary procedures.
6. Defendants NORM DEMPING and LIP MAHALLA are both deputy superintendents at SCI DALLAS AND they both in charge of the prison's daily operations AND occasionally serve the program review committee hearings.
7. Defendants JOSEPH ZAKARAWKAS AND GARY GORDAN are both majors of the guards AND is responsible for the discipline and supervision of the guards respectively.
8. Defendants ROBIN LUCAS AND STASIA M. LANNING are the assistants to the superintendent at SCI DALLAS AND such hold the titles of grievances coordinator's AND litigation coordinator's they are both legally responsible for the management of the inmate grievance system AND in handling all legal matters.
9. Defendants. HEADMAN, HARRISON, PATTERSON, MARTIN, MOSIER, BRANCO, BJCC, HUTCHINS, PAUL, are all correctional officers at SCI DALLAS who at all times mentioned in the body of the complaint hold the ranks of correctional officers, sergeants, AND lieutenants, respectively.
10. Defendant MCKEOWN is the hearing examiner at SCI DALLAS AND he is legally responsible for conducting impartial disciplinary hearings for prisoner's accused of breaking prison rules AND regulations.
11. Defendant JOHN DOE is the acting mental health psychiatrist at SCI DALLAS AND he is generally responsible for mental health inmates, prescribing medications, AND treating inmates for suicidal AND homicidal behavior.
12. Defendant B. COLLINS is the superintendent at SCI FRACKVILLE. He is legally responsible for the welfare of all the inmates AND for the operations of SCI FRACKVILLE. He's in charge of the supervision AND discipline of all correctional staff at FRACKVILLE. He's in charge of answering all 2nd level appeals of grievances AND disciplinary procedures.
13. Defendant KAVOLCHIK is the deputy superintendent at FRACKVILLE AND he's legally responsible for the AND in charge of the discipline AND supervision of all correctional officers at FRACKVILLE. He's also the head commissioner of the program review committee AND he answers first level appeals of disciplinary procedures AND occasionally answers 2nd level appeals of grievances.
14. Defendant PETE DAMBROS is the assistant of the superintendent at FRACKVILLE AND as such holds the titles of grievance coordinator AND litigation coordinator. He is legally responsible for the management of the inmate grievance system AND handling all legal matters.
15. Defendants NANCY AND KYLE MUMMEY are both physicians assistants here at FRACKVILLE AND is legally in charge of the health AND safety of the inmates at FRACKVILLE. Also they are medical doctors AND is responsible for conducting examinations of the inmates AND to prescribe medications for illnesses.

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16. Defendants LONG, MIRACHI, REESE, POPSON, WIEDOW, KATCE ARE ALL CORRECTIONAL OFFICERS AT SCI FRACKVILLE WHO AT ALL TIMES MENTIONED IN THIS COMPLAINT HELD THE RANKS OF CORRECTIONAL OFFICERS, SERGEANT, AND LIEUTENANT, E

17. Each Defendant is sued individually AND in their official capacities, and at all times mentioned above in this complaint all acted under color of state law.

18. Defendants JEROME WASH, KATHY BRITTON, L.P. MYNALLY, NORM DEMMING, AT SCI DALLAS AND DEFENDANTS B. COLLINS AND A. KATOLCHIK AT SCI FRACKVILLE ALL HAVE THE RESPONSIBILITIES AND AUTHORITIES TO ESTABLISH POLICIES FOR SCI DALLAS AND SCI FRACKVILLE RESPECTIVELY, AND IN THEIR ACTS AND OMISSIONS WERE THEIR ACTIONS AND OMISSIONS OF THEIR RESPECTIVE PRISONS

19. ALL DEFENDANTS IDENTIFIED WERE DELIBERATELY INDIFFERENT IN THEIR TRAINING OF PRISON PERSONNEL. IN REGARDS TO THE APPROPRIATE LAWFUL CONSTITUTIONAL, POLICIES, PROCEDURES, AND PROTOCOLS, THESE SAID DEFENDANTS TRAINING PROGRAM EVIDENCED A RECKLESS OR CALLUS, DERELICT INDIFFERENCE TO THE FEDERAL PROTECTED RIGHTS OF THE COMPLAINANTS LIBERTY INTEREST, WHICH ENTITLES THEM TO BE FREE FROM CONSTANT THREATS, INTIMIDATIONS, PHYSICAL, PSYCHOLOGICAL ABUSE, OFFICIAL RETALIATION, PREPARED BY PRISON OFFICIALS.

20. Plaintiff AVERES THAT SPECIAL RELATIONSHIPS EXISTED BETWEEN JEROME WASH ET AL AND DEFENDANT B. COLLINS ET AL TO INFLECT RETALIATIONS FOR THE PLAINTIFFS EXERCITATIONS OF HIS PROTECTED CONDUCT AND CIVIL LITIGATION ACTIVITIES. THE OFFICIALS ARE CHARGED WITH THE DUTY OF INSURING THAT PRISON CONFINEMENTS ARE SAFE FOR ALL PRISONERS INCLUDING THE PLAINTIFF. THESE SAID DEFENDANTS ARE ALL LIABLE FOR THE UNCONSTITUTIONAL ACTS AND OMISSIONS OF THE DEFENDANTS (CORRECTIONAL OFFICERS) AT THEIR RESPECTIVE PRISONS INVOLVED IN THE EVENTS COMPLAINED OF DUE TO THEIR PROMULGATIONS AND ENFORCEMENTS OF THEIR RULES, REGULATIONS, POLICIES, PRACTICES, CUSTOMS AND/OR USES, WHICH WERE IN EFFECT PRIOR TO AND AT ALL TIMES OF THE EVENTS IN QUESTION.

IN FACTS

DENIAL OF BASIC HUMAN NEEDS

21. ON JANUARY 26, 2011 RHM OFFICERS HEDMAN, HARRISON, JOHN DIES 1/23, DELIBERATELY AND INTENTIONALLY DENIED THIS PLAINTIFF OF HIS BREAKFAST AND LUNCH MEALS CALLING HIM DEROGATORY NAMES (IF NIGGER, FAGGOT, BITCH, SLUT) THIS CAUSING THE PLAINTIFF TO BECOME VERBALLY DISRUPTIVE. OFFICER HEDMAN THEN WALKS AROUND AT 10:30 AM AND SEE THE PLAINTIFF'S DOOR COVERED AND CALLS SGT BULL VIA RADIO STATING "WE NEED A KEY OF MACE FOR K8 25 CELL HAMMONDS YES DOOR IS COVERED" THEN NUMEROUS GUARDS WALKS PASS SHOUTING AND CALLING PLAINTIFF HAMMONDS DEROGATORY NAMES (EXHIBIT A 353749)

DENIAL OF SERIOUS MEDICAL NEEDS

22. THE PLAINTIFF THEN HEARS THE DEFENDANT JOHN DIES PSYCHIATRIST ON THE RHM RANGE AT OR AROUND 10:30 AM TO 11:30 AM AND CALLS HIM TO THE CELL K8 25 TO TELL HIM ABOUT THE DEPRIVATIONS AND HIS CURRENT SUICIDAL/HOMICIDAL THOUGHTS AND THE NEEDMENT TO BE REMOVED FROM HIS CURRENT SURROUNDINGS FOR FEAR OF HURTING HIMSELF OR OTHERS. TO WHICH JOHN DIES PSYCHIATRIST RESPONDS "AND I THINK YOUR TRYING TO MANIPULATE ME" THEN WALKS AWAY WITHOUT FOLLOWING PROPER PROTOCOL FOR PRISONERS WITH SUICIDAL/HOMICIDAL THOUGHTS/BEHAVIOR EXHIBIT A 353744

MISUSE OF POWER

23. AT OR AROUND 11:30 AM TO 12:00 PM DEFENDANT BULL SPEAKS TO PLAINTIFF HAMMONDS AT THE CELL DOOR IN AN VERY MILITANTLY MANNER VIOLENTLY GRABBING RESTRICTIONS OFF THE DOOR STATING "I'M GOING TO RESTART THIS" (FALSIFICATION OF DOCUMENTATIONS) "AND SINCE YOU THINK YOUR SO TOUGH I'M GOING TO CRACK OPEN YOUR DOOR (WILLFULLY WITH SPECIFIC INTENT) AND I WANT TO SEE WHAT YOUR ABOUT NIGGER (RACIAL DISCRIMINATION) (EXHIBIT A 353744)

24. AT 12:30 PM SGT BULL OPENS CELL DOOR (MALICIOUSLY AND SADISTICALLY) WITHOUT PROPER PROTOCOLS UNSUCCESSFULLY THIS PLAINTIFF TRIES TO CLOSE THE CELL DOOR. THEN HE HEARS C/O HARRISON VENOMOUSLY SHOUTING "HEY HAMMONDS YOU FUCKING PUSY" (PROVOKING THE PLAINTIFF) I, PLAINTIFF BECOMES ENRAGED AND BLANKS OUT AND RUNS DOWN THE STAIRS AND ASSAULTS C/O HARRISON. C/O HEDMAN COMES SEE'S AND SHOUTS "HEY HARRISON WATCH OUT" RUNS INTERVINES AND PLACES THE PLAINTIFF ON THE GROUND (EXHIBIT B 353759)

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25. While on the ground not resisting and in complete submissions to Staffs orders not to move c/o Harrison maliciously repeatedly punches the plaintiff in the right side of the face (for sadistical purposes) AND nose causing blood to drip at the same time defendant ~~Hammond~~ excessively squeeze's handcuffs around the plaintiffs left wrist (maliciously and sadistically) causing pain so plaintiff screams out for help, defendant buce comes from Ethu Bubble see's the plaintiff on the ground bleeding and state's (nefariously) "He's bleeding get the spit mask" defendant headman receives the spit mask from John Doe then forcefully place's it around the plaintiffs head and neck choking him with the spit mask (maliciously and sadistically) and culls him nigger's several times once excessive restraints are placed around the plaintiff wrist and ankles. Defendants takes plaintiff into the Ethu Dayroom where several other guelos including the defendants where kick, punch, and spit on the plaintiff (maliciously and sadistically to cause pain not to maintain or restore discipline) (Exhibit B 353754)

26. Defendant BRONCO (nefariously) states "I wish it where you yrs ago whereas I could have you nigger (causing plaintiff to fear for his life) then turns on the camera as if nothing happened and proceeded to take the plaintiff to medical to be examined by the medical department the whole time the ~~plaintiff~~ ~~was~~ languishing in severe pain from the excessive force and the excessive placed restraints. on his wrist and ankles from defendant headman (malicious and sadist intent to inflict substantial unnecessary wanton infliction of pain) the medical doctor takes picture's of the bruises and excessive placed restraints. X-RAYS plaintiffs bruised face prescribes him pain medication then defendant BRONCO places him in POR (Psychiatric observation room) 616 and remove him of his clothes (see exhibit B) 353754

27. FEB .4.2011 plaintiff HAMMONDS files grievance # 353754 & 353749 about the said incident giving rise to the UNCONSTITUTIONAL ACTS AND OMISSIONS OF DEFENDANTS (BUCC, HEADMAN, HARRISON, BRONCO Psychiatrist John Doe) to which defendant STASIA M. LANNING acting for ROBIN LUCAS (acting willfully with an specific intent to deprive a citizen of his protected liberty interest) deliberately denies and rejects said grievances in an attempt to deprive the plaintiff from utilizing the 1983 complaint, FEB 13, 2011 the plaintiff appeals her (STASIA M. LANNING'S) decision to the defendant JEROME WALSH seeking state post deprivation remedies and he (JEROME WALSH) further tried to deprive the federal courts subject matters jurisdiction by rejecting said grievance signifying an deliberate indifference to prisoners safety and constitutional rights. (see exhibits A & B)

28. Defendant's MCKEOWN, PATTERSON, PAUL AND MARTIN evidenced a procedural due process violation when they (DEFENDANTS PAUL, PATTERSON, MARTIN) mendaciously submitted retaliatory misconducts three times for the plaintiffs. Exercitations of his protected conduct to vituperatively and respectfully utilizes the inmate grievance system plaintiff filed an sexual harrasment complaint on DEFENDANTS (BUCC HARRISON AND HUTCHINS) to which resulted in the retaliatory misconducts and defendant MCKEOWN evidenced his deliberate indifference and procedural due process violation when he conducted the ~~retaliatory~~ retaliatory misconduct hearings and as instructed by defendants PAUL, PATTERSON, MARTIN to give the maximum amount of DC (disciplinary custody) time in punitive segregation.

29. From January 26, 2011 to FEB 17, 2011 plaintiff was denied access to property to properly litigate case's and grievance's resulting in grievance's being denied for failing to provide the required documentations for proper review" Plaintiff was furtherly denied access to property while being transferred to state correctional institution at Frackville where he was further retaliated against per recommendations from defendants JEROME WALSH et al for his (plaintiff HAMMONDS) exercitations of protected conduct (utilizations of prison grievance system) and alleged assault. Plaintiff filed grievance in accordance to DC ADM 804 AND PLRA 42 USC 1997e (a) AND defendant PETE DAMITZ did not process said grievance in an attempt to cover up for SCZ Dallas Defendants JEROME WALSH et al

30. MARCH 10, 2011 At SCZ Frackville Defendant LONG and (John Doe) Finally brings property to the plaintiffs cell door. plaintiff HAMMONDS requested to inventory his property to which defendant LONG state "NO" Defendant LONG then proceeded to make plaintiff sign inventory slip before even receiving any of his property then forcing upon him the property that he (defendant LONG) thought I should have stating "this is all your getting along with what you accumulate" Plaintiff HAMMONDS requested (via request to state member) to defendant B. COLLINS. Popson additional legal exchange to which defendant B. COLLINS granted and ordered defendant LONG to give me my legal property to which defendant LONG refused resulting in the plaintiff holding cleaning supplies on April 1, 2011 and receiving misconduct # B190652 to which defendant B. COLLINS had dismissed without prejudice because the plaintiff was in the right (see exhibit 3) for verifications.

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31. upon the forced legal exchange plaintiff came to the realization that important legal material was missing from his property inquired about the said missing property to defendant B. Collins, AND CAPTAIN CLARK to which they said they'll inquired about it to SCZ Dallas. Plaintiff was not satisfied with the proceedings and issued (grievance # 360798 AND 361204) AND got DENIED adequate state post deprivation remedies even though plaintiff Hammonds' important criminal case paperwork was LOST AND/OR DESTROYED. Plaintiff was forced to proceed to criminal court without the missing property (trial transcripts, preliminary transcripts, disclosures, affidavits to case NO. 200619251 AND DOCKET NO. 1526 WDA 2009) resulting in the dismissal of his PCRA petition. (See exhibit 5 JAMES)

Retaliations AND Deprivations

32. April 4th 2011 at Frackville Defendant mirachi evidenced an official retaliation maliciously AND sadistically AND willfully with an specific intent to deprive an citizen of his federal protected rights. BY DURING an routine shake-down (entire black cell search) HE ORDERED JULEN DUE to confiscate the plaintiff's legal work from case # 200911921 because it was laying around with the picture of an bruised C/O's FACE. I, plaintiff HAMMONDS inquired "SIR WHY ARE YOU TAKING MY LEGAL WORK" Defendant MIRACHI stated "take him (plaintiff HAMMONDS) to the shower" so they can further seek AND destroy my legal AND personal property. while in the shower I witnessed Defendants LONG, WIDOW, KAICE, MIRACHI AND NUMEROUS OTHER GUARDS inside my cell destroying AND throwing away legal AND personal property, even the only existing picture of the plaintiff AND his deceased grandmother together before she passed away. (See exhibit M AND L DECLARATIONS)

33. After witnessing these heinous acts of the defendants mentioned above the plaintiff calls defendant MIRACHI to his shower (where he was placed unlawfully in HANDCUFFS) to inquiry about what his subordinates were doing via his command "plaintiff HAMMONDS ASKED" why ARE YOU BEHAVING LIKE THIS" He Defendant MIRACHI responded "How would you FEEL if you WALKED INTO my house AND ~~TOOK~~ ALL my XXX drawings laying around my living room AND on my walls" I (plaintiff HAMMONDS) responded "I DON'T CARE what you HAVE AT your house OR LAYING around your living room ITS NO REASON for you to throw away my legal AND personal property" Defendant MIRACHI THREATENED (insultuously) "Tey what you did up DALLAS AND we'll straighten you out HERE AT FRACKVILLE" (indicating the alleged assault AND his ~~retaliatory~~ anticipated actions) HE THEN FURTHER ORDERED defendant WIDOW, LONG, KAICE to confiscate my linen for NO REASONING other than to leave the plaintiff to languish in the excessive coldness AS torture tactics (See exhibit grievance AS VERIFICATIONS)

34. Plaintiff spoken to defendant LONG at the cell door AFTER the incident to tell AN SILENCE AND DEFUSE the problems AND other problems plaintiff inquired "SIR WHY DID YOU (LONG) AND DEFENDANTS (WIDOW, KAICE, MIRACHI) PARTICIPATE IN these deprivations to confiscate linen AND throwing away legal AND personal property" HE (LONG) NEARLY RESPONDED "NEXT TIME think twice before you attempt to GRIEVE me" speaking of past (grievance # 360798) CLEARLY his mind was made up on the deprivations AND retaliations.

35. Plaintiff HAMMONDS THEN followed the change of command speaking to defendant MIRACHI again at cell door ALSO trying to DEFUSE the deprivations AND retaliations (past AND present AND future) while doing so inquiring about their (defendants mentioned above) extraordinary UNLAWFUL behavior (acts AND omissions) AND his ultimate authorization to his subordinates (CORRECTIONAL OFFICERS) to "SEE CONFISCATE AND DESTROY my legal AND personal property" HE (MIRACHI) NEARLY RESPONDED "you wanted AN REACTION now you got it" CLEARLY his mind was made up on the deprivations AND RETALIATIONS (See grievance # 361604 exhibit N FOR VERIFICATIONS)

36. Plaintiff grieved said incident to which defendant ROUSE was assigned to investigate AND regulate to which he evidenced an deliberate indifference through his acts AND omissions to properly investigate AND regulate the deprivations AND retaliations INSTEAD HE (ROUSE) MALICIOUSLY DENIED the plaintiff adequate state post deprivation remedies even AFTER witnessing ON CAMERA the factual evidence AND more memorandously covering up stating NO wrong doings was FOUND. I APPEALED to defendant COLLINS AND defendant KANOLLIK ANSWERED with the same deliberate indifference AS defendant ROUSE.

37. Defendant MIRACHI SEXUALLY HARASSED plaintiff HAMMONDS on July 25, 2011 by walking to his cell door stating "HEY Bitch I HAVE some RED WINE for you for your birthday" placed AND PRUIT PUNCH on plaintiff's SLAT NEARLY LAUGHING walked away SHOPPED AT the CARRIER AND PREDACIOUSLY STATING "SHAKE THAT ASS GO DADDY BITCH, SHAKE THAT ASS" CAUSING the plaintiff PSYCHOLOGICAL HARM AND MENTAL ANGUISH AND emotional distress. Plaintiff STILL SEEKS psychological help AS A RESULT OF THE SEXUAL HARASSMENT FROM the Defendant MIRACHI.

38. Defendants LONG, WIDOW, KAICE TAMPER with the plaintiff's food TRAYS daily by the insertations of an poisonous UNKNOWN UNIDENTIFIABLE substance CAUSING him violent cramps, PERIODS OF UNCONSCIOUSNESS, Nausea, FEELINGS OR NAUSEA, BLOATATIONS OF the STOMACH, DEFECATIONS OF BLOOD, VOMITING AND COUGHING UP BLOOD, ITCHING AND BURNING TYPE SENSATIONS OF the CHEST AND TRACHEA SYSTEM AND his breathing being cut off AT TIMES, PAINFUL ATTACKS ON HIS HEART, LIVER, these said defendants ARE RETALIATING AGAINST the plaintiff FOR past AND present EXERCITATIONS OR his protected conduct AND the civil litigations activities of this VERY civil action's NO. 3:11-cv-01666. These said defendants RECIEVES their orders from defendant MIRACHI to teach plaintiff A LESSON" Plaintiff believes these UNLAWFUL tactics will lead to his DEATH in the NEAR future IF left UNREGATED.

34. Defendant Nancy Collins and Defendant Kyle Mummy further acted in a manner that deprived Plaintiff's health care on November 11, 2011 Plaintiff Hammond signed up for medical sick call for the tenth time for these same symptoms which are violent cramps periods of unconsciousness, feelings of nausea, bloating of the stomach, nose bleed, itching and burning type sensations of the chest and trachea, causing Plaintiff's breathing to stop periodically, vomiting and coughing up blood which seems to be exacerbating immensely and on a daily basis. Plaintiff was seen by Defendant Nancy inside cell along with an registered nurse and two correctional officers.

40. During the derelict examination from Defendant Nancy and Registered Nurse further her acts and omissions evidenced an deliberate indifference to Plaintiff's health care by conducting an external optical observations seeking to find an internal organs infection which is humanly virtually impossible to determine Plaintiff Hammond told her Defendant Nancy "that this is a chronic situation" to which she (Nancy) stated "I can't tell you look and to me" Plaintiff Hammond and Defendant Nancy then began to debate about chronic and non-chronic situations causing the Defendant to walk away without the service of adequate medical.

41. Subjectively the Defendant Nancy evidenced deliberate indifference through her actions and omissions to Plaintiff's health care, causing the Plaintiff possible future significant injuries to his internal organs possibly causing irreparable damage. A chronic situation is an situation that is an habitual problem lingering cause substantial pain and suffering. And to evidence an deliberate indifference is practically an inradicable or unalterable matter. These said symptoms are growing stronger and more firmer with time resisting change or reform untreated therefore it is persistently and endlessly recurrent and troublesome.

42. Defendant Kyle Mummy evidenced an deliberate indifference through his acts and omissions to the Plaintiff's health care when he (Mummy) on November 12, 2011 willfully acted with an specific intent to deprive Plaintiff of medical. Plaintiff again signed up for medical sick call to which Defendant Kyle Mummy took an circumstantial or theoretical speculation stating that hypothetically people having these symptoms are experiencing are signs of an cold not an internal infection.

43. Defendant Kyle Mummy furtherly stated "I'm not going to give you anything, because Nancy just checked you" and stated "it'll all get better with time your trachea, heart, and liver are fine" I (Plaintiff Hammond) stated "that he was wrong and that I will be forced to write him up" for his deliberate indifference" He (Defendant Mummy) stated "Bitch (NEFARIOUSLY) go ahead and write it up. I don't answer to no-one it'll only leave you lingering in your imaginary pain ass" walked away and furtherly stated stopping at the corner "by the way my name's Mummy, Kyle Mummy" put that in your law-suit."

44. Plaintiff Hammond avers that he spoke to Defendant B. Collins and Defendant Pete Darter at his cell door about the acts and omissions of Defendant Nancy and Kyle Mummy. On November 17, 2011 to which they both stated "I will check into this matter for you" these same exact words were spoken 11 other times. Plaintiff avers that he's in substantial pain and is suffering significantly and he fears that these said defendants are discreetly ordering these said deprivation and retaliations from Defendants (Kalice Wiedow, W.J. Nancy, Kyle Mummy, Mirachi Reese) and/or are aware of these said deprivations and retaliation but refuse to do so because of Plaintiff's past and present exorcitation of his projected conduct and civil litigations activities.

45. Upon the information and beliefs Plaintiff spoke to psychologist Alan Santarelli at Frackville and he (Santarelli) informed the Plaintiff that there was an big investigation at SCZ-Dallas for the above incident complained of in this complaint and they (SCZ Dallas intelligence team, superintendent, etc.) cleared the Plaintiff of all wrong dealings and that it appeared that I (Plaintiff Hammond) was telling the truth about the Jan 26, 2011 incident and others that lead to the retaliatory misconducts. If so why is the Plaintiff left to languish in mental anguish in solitary confinement immensely on a daily basis. Furtherly upon information and belief I was told by Defendant Reese that he has no dealings with the temperizations of my food trays but from what he hears Defendant Mirachi has it out for me for exposing his previous misconduct July 23, 2011 and getting him (Mirachi) suspended and disciplined and to watch out because him (Mirachi) and Wiedow and Kalce are buddies they protect each other and take care of each other problems.

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 46. Defendants PAUL, PATTERSON, MARTIN CONSPIRED TO COVER UP THREE SEXUAL HARASSMENT CLAIMS lodged by the plaintiff against Defendant BUCC, Defendant HUTCHINS, Defendant HUTCHINS. in the form of a grievance plaintiff grieved separately that each Defendant sexually harassed him in front of his cell on camera these said Defendants (PAUL, MARTIN PATTERSON) wrote the plaintiff up with three Retalitory Misconducts AND TOLD THE DEFENDANT MCKEOWN to give me the MAXIMUM FOR each charge.

47. Defendant MCKEOWN NEPOTIOUSLY AND MALICIOUSLY CONDUCTED THREE RETALITORY MISCONDUCT HEARINGS (B 271940, B 276355, B 276351) EVEN AFTER THE PLAINTIFF TOLD HIM AND SHOWED HIM (VIA DC-141 - PART 2C INMATE VERSION AND WITNESS STATEMENTS) THAT THESE SAID MISCONDUCT HEARINGS WERE IN VIOLATION OF PLAINTIFF STATE CREATED LIBERTY INTEREST (PENNSYLVANIA STATE LAW 37. P.A. CODE 93.9) AND (DEPARTMENT OF CORRECTIONS ADMINISTRATIVE 804 GRIEVANCE SYSTEM/ INMATE COMPLAINT) IV DEFINITION LETTER (N)

48. Defendant MCKEOWN CONDUCTED THE RETALITORY MISCONDUCT HEARING AND DID NOT LET THE PLAINTIFF CALL WITNESSES FOR HIS DEFENSE EVEN CHECKED THE TAPE SEEN THE GROOMING DEFENDANT HARRISON GASTRES ON CAMERA AND STILL DISREGARDED THE FACTS AND SANCTIONED THE PLAINTIFF 2 TO 3 DAYS THREE TIMES CONSECUTIVELY CAUSING THE PLAINTIFF TO LOSE HIS RATIONAL TRAIN OF THOUGHT AND LANGUAGE IN MENTAL ANGUISH AND PSYCHOLOGICAL PAIN GOING ON SUICIDE WATCH NUMEROUS TIMES.

49. PLAINTIFF APPEALED TO THE DEFENDANT JEROME WALSH WHICH HE AMENDED TWO OF THE SAID RETALITORY MISCONDUCTS. BUT HE KNEW THAT THEY ALL WERE IN VIOLATION OF PLAINTIFF'S STATE CREATED LIBERTY INTEREST WHICH IS PENNSYLVANIA STATE LAW 37 P.A. 93.9 AND DC ADM 804 IV DEFINITION LETTER (N) TO WHICH HE ACKNOWLEDGED THE EXCESSIVENESS AND BIAS INVESTIGATION AND DELIBERATE INDIFFERENCE OF DEFENDANTS L.P. MCHALLY, DEMMING AND ZAKOURNICKAS FOR NOT MORTING IT

IV Exhaustion OF LEGAL REMEDIES.

50. Plaintiff RICHARD ALLEN HAMMONDS USED THE PRISONER GRIEVANCE PROCEDURE AVAILABLE AT STATE CORRECTIONAL INSTITUTION AT DALLAS TO TRY AND RESOLVE THE PROBLEM. ON FEBRUARY 4, 2011. PLAINTIFF HAMMONDS PRESENTED THE FACTS RELATING TO THIS COMPLAINT. ON FEBRUARY 23, 2011. PLAINTIFF HAMMONDS WAS SENT A RESPONSE SAYING THAT THE GRIEVANCES HAD BEEN REJECTED/ DENIED. ON FEBRUARY 13, 2011 HE APPEALED THE DENIAL OF THE GRIEVANCES. ON FEBRUARY 23, 2011 HE RECEIVED ANOTHER DENIAL FROM 2ND LEVEL AND ON MARCH 2011 HE APPEALED AND RECEIVED ANOTHER DENIAL GRIEVANCE # 353749 AND 353754

51. PLAINTIFF RICHARD ALLEN HAMMONDS USED THE PRISONER GRIEVANCE PROCEDURE AVAILABLE AT STATE CORRECTIONAL INSTITUTION AT FRACKVILLE TO TRY AND RESOLVE THE PROBLEM. ON APRIL 6, 2011. PLAINTIFF HAMMONDS PRESENTED THE FACTS RELATING TO THIS COMPLAINT. ON MAY 5, 2011 DEFENDANT REESE RESPONDED WITH AN DELIBERATE INDIFFERENCE DENYING SAID GRIEVANCE # 361609. ON MAY 15, 2011 PLAINTIFF APPEALED THE DENIAL OF THE GRIEVANCE AND ON MAY 23, 2011 DEFENDANT A. KAVOLCHIK DENIED GRIEVANCE AND ON MAY 24, 2011 PLAINTIFF FILED AN APPEAL TO THIS DENIAL AND RECEIVED ANOTHER DENIAL

52. PLAINTIFF RICHARD HAMMONDS USED THE PRISONER GRIEVANCE PROCEDURE AVAILABLE AT THE STATE CORRECTIONAL INSTITUTION AT FRACKVILLE TO TRY AND RESOLVE THE PROBLEM. ON APRIL 1, 2011 PLAINTIFF HAMMONDS PRESENTED THE FACTS RELATING TO THIS COMPLAINT. ON MAY 14, 2011 PLAINTIFF HAMMONDS RECEIVED RESPONSE FROM MADDOCK DENIED AND ON MAY 16, 2011 HE APPEALED TO DEFENDANT COLLINS AND ON MAY 23, 2011 DEFENDANT KAVOLCHIK SENT RESPONSE DENIED AND ON MAY 24, 2011 PLAINTIFF HAMMONDS APPEALED (GRIEVANCE # 360798)

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 53. Plaintiff RICHARD ALLEN HAMMONDS used the prisoner grievance procedure available at the state correctional institution at Prackville to try and resolve the problem on July 30, 2011 plaintiff presented the facts relating to this complaint. On August 12, 2011 plaintiff was sent a response saying that the grievance was rejected/denied. On August 25, 2011 plaintiff appealed the denial of the grievance. On August 29, 2011 plaintiff ~~appealed the denial~~ received another denial. On Sept 19, 2011 plaintiff appealed grievance denial on November 1st 2011 received response REMANDED. (grievance # 376817)

54. Plaintiff RICHARD ALLEN HAMMONDS used the prisoner grievance procedure available at the state correctional institution at Prackville to try and resolve the problem on July 24, 2011 plaintiff presented the facts relating to this complaint. On July 28, 2011 plaintiff received response rejected/denied. On July 31, 2011 plaintiff appealed the denial of grievance and on August 5, 2011 received a response denied/rejected and on August 9, 2011 plaintiff appeal to the final level grievance # 374475

55. Plaintiff RICHARD ALLEN HAMMONDS used the prisoner grievance procedure available at the state correctional institution at Prackville to try and resolve the ongoing tamperation or PMS REIMS on November 10, 2011 the grievance has not yet been answer plaintiff filed Temporary Restraining Order and preliminary injunction because plaintiff is being Retaliated against in an attempt to silence him from moving forward with said complaint in a case involving this very incident is JACKSON V. DISTRICT OF COLUMBIA, 254 F.3d 262 (D.C. Cir. 2000)

56. Plaintiff RICHARD ALLEN HAMMONDS used the prisoner grievance procedure available at the state correctional institution at Prackville to try and resolve the denial of medical care for serious medical needs on November 11, 12, 2011 the grievance has not yet been answer Plaintiff filed temporary restraining order and preliminary injunction because ADMENDED DEFENDANTS are not giving him proper medical to fix serious illnesses, aches, pains of all the internal organs.

V LEGAL CLAIMS

57. Plaintiff REAlleges and incorporate by REFERENCE paragraphs 1-56

58. THE EXCESSIVE FORCE, UNNECESSARY PHYSICAL FORCE, deliberate indifference, UNSAFE conditions, the deliberate indifference to serious medical needs, official Retaliation, procedural due process violation, equal protection violation, denial of property, denial of access to the courts, RACIAL discrimination, sexual harassment, denial of basic human needs, UNNECESSARY and wanton infliction of pain, misuse of power, attempted assassination, state created liberty interest violation, violated plaintiff ~~Rejo~~ RICHARD ALLEN HAMMONDS' Rights and constituted CRUEL AND UNUSUAL punishment, due process violation, equal protection violation, under the eighth and fourteenth and First Amendment to the United States constitution.

VI PRAYER FOR RELIEF

59. WHEREFORE, Plaintiff respectfully request/prays that this court enter judgement granting plaintiff;

60. A Declaration that the acts and omissions described herein violated plaintiffs rights under the constitution AND LAWS of the UNITED STATES

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61. A preliminary and permanent injunction ordering the defendants Long, Wiedow, Mirarchi, Reese, Collins, Kavachuk, to stop/cease the tamperation of food trays served to the plaintiff causing these said symptoms in paragraph 40 (ie feelings of nausea, periods of unconsciousness, bloating of the stomach, nose bleeds, coughing, vomiting blood, defecating blood burning and itching type sensation of the chest and trachea heart problems and sinus problems. AND CEASE THE ATTEMPTED ASSASSINATION UPON THE PLAINTIFF
62. AND Defendants Kyle Mummy and Nancy to be ordered to give the plaintiff proper medical care for the symptoms described in paragraph 61 before the plaintiff face possible death and/or irreparable damage to the internal main arteries mainly the heart.
63. AND to further order Defendants to cease harrassing the plaintiff, to give the plaintiff law library three times a week for 3 hours to prepare for the said case 3:11 cv-01666, to cease tamperation of mail, AND to ~~unrecord~~ expunge the plaintiff record of the sexual harrassment that was falsified AND to exonerate him off the retributory disciplinary custody time and placement into general population or to an special secure needs unit for his mental help he's been seeking. ~~SINCE~~ SINCE INCARCERATION IN THE DEPARTMENT OF CORRECTIONS AND IMMEDIATE PAROLE
64. COMPENSATORY DAMAGES IN THE AMOUNT OF \$ 50,000 DOLLARS AGAINST EACH DEFENDANT, JOINTLY AND SEVERALLY
65. PUNITIVE DAMAGES IN THE AMOUNT OF \$ 50,000 AGAINST EACH DEFENDANT
66. SENTIMENTAL VALUE IN THE AMOUNT OF \$ 50,000 AGAINST DEFENDANTS MIRARCHI, LONG, WIEDOW, AND KALCE FOR THE THROWING AWAY ONLY EXISTING PICTURE OF PLAINTIFF AND HIS DECEASED GRANDMOTHER NOW PLAINTIFFS CHILDREN WON'T KNOW WHAT THEIR GRANDFATHER GRANDMOTHER LOOK LIKE BECAUSE OF THEIR MALICIOUS AND SADISTIC PLEASURES IN CAUSING THE PLAINTIFF PAIN AND SUFFERING, MENTAL ANGUISH AND PSYCHOLOGICAL PAIN. EMOTIONAL DISTRESS
67. A JURY TRIAL ON ALL ISSUES TRIABLE BY JURY
68. PLAINTIFFS COST IN THIS SUIT
69. ANY ADDITIONAL RELIEF/COST THIS COURT DEEMS JUST, PROPER AND EQUITABLE TO THE PLAINTIFF AND THE PUBLIC

DATED DECEMBER 1st 2011

RESPECTUVELY SUBMITTED

RICHARD ALLEN HAMMONDS JR
PRO-SEJO 8826
SCI FRACKVILLE
1111 ALTAHUNT BLVD
FRACKVILLE PA 17431

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VERIFICATION

I HAVE READ AND RE-READ THE FOREGOING ~~COMPLAINT~~ AMENDED COMPLAINT AND HEREBY VERIFY THAT THE MATTERS ALLEGED ~~ARE~~ THEREIN ARE TRUE AND CORRECT EXCEPT AS TO MATTERS ALLEGED ON INFORMATION AND BELIEF, AND AS TO THOSE, I BELIEVE THEM TO BE TRUE AND CORRECT TO THE BEST OF MY PERSONAL KNOWLEDGE AND INQUIRIES. I CERTIFY UNDER THE PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT

EXECUTED AT: FRACKVILLE, PENNSYLVANIA ON DECEMBER 1ST 2011

Richard Hammonds

RICHARD ALLEN HAMMONDS JR
P/S E

JD8826

507 FRACKVILLE

1111 ALPINE BLVD

FRACKVILLE PA 17931

IN THE UNITED STATES DISTRICT COURT
 Case 3:11-cv-01666-BDM Document 163 Filed 11/30/11 Page 11 of 14
 FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

Richard Allen HAMMONDS
 PROSE
 Plaintiff

Jerome WATSON et.al

ORDER TO SHOW CAUSE FOR AN
 PRELIMINARY INJUNCTION AND
 TEMPORARY RESTRAINING ORDER

CIVIL ACTION NO. 3:11-CV-01666

UPON THE SUPPLEMENTAL Complaint, The supporting affidavit of the plaintiff THE EXHIBITS
 A-L, AND THE MEMORANDUM OF LAW SUBMITTED HEREWITH IT IS...

HEREBY ORDERED THAT THE DEFENDANTS B. COLLINS, A. KAVOLCHIK, MIRARCHI, LONG, KALCE, WISLOW, REESE
 PETE DAMITER, P.A. NANCY, KYLE MUMMEY, POPPIN, SHOW CAUSE IN ROOM _____ OF THE UNITED STATES
 COURT HOUSE, WILLIAM J. NEAPOLIN FEDERAL BUILDING AND COURTHOUSE 235 NORTH WASHINGTON, P.O. BOX 1118
 SCRANTON PA 18501-1118 ON THE _____ DAY OF _____ AT _____ O'CLOCK, WHY A PRELIMINARY
 INJUNCTION SHOULD NOT ISSUE PURSUANT TO RULE 65(A) OF THE FEDERAL RULES OF CIVIL PROCEDURE'S ENJOINING
 THE DEFENDANTS, THEIR SUCCESSORS IN OFFICE, AGENTS, AND EMPLOYEES AND ALL OTHER PERSONS ACTING IN CONCERT
 AND PARTICIPATION WITH THEM, FROM THE TEMPERATIZATION OF THE PLAINTIFF HAMMONDS FOOD TEARS BY AN
 INSERTION OF AN POISONOUS UNKNOWN UNIDENTIFIABLE SUBSTANCE CAUSING THE SAID PLAINTIFFS SIGNIFICANT
 INJURIES AND/OR POSSIBLE DEATH AND/OR LONG TERM IRREPARABLE DAMAGES TO THE PLAINTIFFS INTERNAL
 ORGANS MAINLY THE HEART, LIVER, AND TEECHRA IMMENSELY.

AND TO IMMEDIATELY HAVE THE PLAINTIFF HAMMONDS SENT TO AN OUTSIDE'S HOSPITAL OR (EMERGENCY'S
 ROOM FOR THE EXAMINATION OF THOSE SAID SYMPTOMS (IE VIOLENT CRAMPS, PERIODS OF UNCONSCIOUSNESS, NOSES
 BLEEDS, FEELINGS OF NAUSEA, BUBBLES OF THE STOMACH, ITCHING AND BURNING TYPE SENSATIONS OF THE CHEST
 AND TRACHEA SYSTEM CUTTING OFF THE PLAINTIFFS BREATHING AT TIMES FEELINGS LIKE SOMEONE HAS AN ARM GRIP
 AROUND THE PLAINTIFFS HEART VOMITING AND COUGHING UP BLOOD, DEFECATIONS OF BLOOD, MOREOVER THE SAID
 PLAINTIFF PLANTS THIS COURT ORDER'S AN CBC AND DIFFERENTIAL COUNT, SEDIMENTATION RATE TEST AND AN CLINICAL
 AND SENSITIVITY TEST FROM THE BLOOD SAMPLES OF THE PLAINTIFFS BODY TO DETERMINE THE SYMPTOMS OF THE
 POISONOUS EFFECT TO THE PLAINTIFFS INTERNAL ORGANS AND POSSIBLY STOP THESE SYMPTOMS FROM POSSIBLY FURTHER
 SIGNIFICANTLY HARMING THE PLAINTIFF OR TO PREVENT THE SUDDEN DEATH HE FACES IF UNTREATED PROPERLY, AND TO
 IMMEDIATELY TRANSFER THE PLAINTIFF TO ANOTHER FACILITY FOR FEAR OF FURTHER RETALIATIONS FROM THE DEFENDANTS
 AND THE SUBORDINATES

IT IS FURTHER ORDERED THAT EFFECTIVE IMMEDIATELY, AND PENDING THE HEARING AND DETERMINATION
 OF THIS SAID ORDER TO SHOW CAUSE, THE DEFENDANTS, B. COLLINS, A. KAVOLCHIK, LONG, WISLOW, KALCE, MIRARCHI, REESE, PETE
 DAMITER, P.A. NANCY, KYLE MUMMEY, AND EACH OF THEIR OFFICE'S AGENTS, EMPLOYEES AND, ALL PERSONS ACTING
 IN CONCERT OR PARTICIPATION WITH THEM ARE RESTRAINED FROM FURTHER HARMING PLAINTIFF HAMMONDS BY THE
 OBSERVATIONS OF TAINTED AND UNCLEAN PORTIONS OF FOOD OF AN POISONOUS UNKNOWN UNIDENTIFIABLE SUBSTANCE'S
 THAT CAUSE'S BACKTACKS ON HIS HEART, TEECHRA, LIVER AND/OR OTHER INTERNAL ORGANS THAT IN ALL PROBABILITY
 WILL LEAD TO UNREPAIRABLE HARM AND/OR SUDDEN DEATH IN THE NEAR FUTURE PLAINTIFF BELIEVES WHOLEHEARTEDLY THAT
 THIS CAN BE ACHIEVED BY THE DEFENDANTS INSTRUCTIONS TO THE PRISON MEDICAL DEPARTMENT TO DO THE PREPARATION
 OF THE OUTSIDE'S HOSPITALS ARRANGEMENT FOR THE INTERNAL EXAMINATION SINCE THIS SAID INSTITUTION (SEE BACK
 6) DOES NOT HAVE AN HOSPITAL NOR AN INFIRMARY TO TAKE THESE SAID TEST TO DETERMINE THE EXACTNESS OR
 THE INFLUENCE FROM THE POISONOUS TACTICS FROM THE DEFENDANTS TO SILENCE THE PLAINTIFF FROM MOVING FURTHER
 WITH CIVIL ACTION NO. 3:11-CV-01666

Case 3:11-cv-01666-RDM Document 16 Filed 11/30/11 Page 12 of 14
IT IS Further ORDERED THAT THE ORDER TO SHOW CAUSE, AND ALL OTHER PAPERS
Attached to this Applications, be SERVED on the FORESAID Plaintiff by _____

Judges Signature

Dated _____
United States District Judge

IN THE
 Case 3:11-cv-01666-RDM Document 163 Filed 08/21/14 Page 13 of 14
 MIDDLE DISTRICT OF PENNSYLVANIA

RICHARD A. HAMMONS JR
 Plaintiff

REQUEST FOR LEAVE TO
 FILE A SUPPLEMENTAL AMENDED
 COMPLAINT

CIVIL NO. 3:11-CV-01666

VS

Jerome Walsh et al

AND NOW COMES COMES THE plaintiff RICHARD ALLEN HAMMONS JR.
 RESPECTFULLY REQUESTING THIS COURT TO GRANT LEAVE TO ~~PRESENT~~ FILE AN
 SUPPLEMENTAL COMPLAINT PURSUANT TO ~~THE~~ FEDERAL RULES OF CIVIL
 PROCEDURE'S 15 (D). Plaintiff AVERs that his life IS IN IMMINENT DANGER
 POSSIBLY DEATH AND RESPECTFULLY REQUEST THAT THIS SAID Motion BE
 GRANTED ALONG WITH THE TRO AND ORDER TO SHOW CAUSE.

THE AFFIDAVITS ARE EXCLUSIVELY FOR THE DETERMINATION AND ORDER TO SHOW CAUSE
 TRO.

DATED: DECEMBER 1ST 2011

Richard Hammonds

Richard HAMMONS JR
 pro-se

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 SE2 FRACKVILLE
 111 ALTAMONT BLVD
 FRACKVILLE PA 17931

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S. D. ANTON
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Per Deputy Clerk

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United States District Courts
Middle District of Pennsylvania
William J. Neplein Federal Bldg & Court House
235 North 4th Street
PO Box 1178
Scranton PA 18501-1178

FORM DC-141 PART 1

Rev 8/05

COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF CORRECTIONS

B 134550

☒ MISCONDUCT REPORT ☐ OTHER ☐ DC-ADM 801 INFORMAL RESOLUTION

DC Number JD8826	Name Hammonds	Facility SLD	Incident Time 24 Hr. Base 1230	Incident Date 1-26-11	Date of Report 1-26-11
Quarters R11V	Place of Incident K-A RANGE #4				

OTHER INMATES OR STAFF INVOLVED OR WITNESSES (CHECK I OR W)

DC Number	Name	I	W	DC Number	Name	I	W
STAFF	COL HARRISON	X					

MISCONDUCT CHARGE OR OTHER ACTION A CLASS 1 charge for Escape, A CLASS 1 - 2 ASSAULT, A CLASS 15 THREATENING AN EMPLOYEE OR THEIR FAMILY WITH BODILY HARM, A CLASS 1 - 33 USING ABUSIVE, OBSCENE OR INAPPROPRIATE LANGUAGE TO EMPLOYEE, B CLASS 1 - 35 REFUSING TO OBEY AN ORDER, B CLASS 1 - 38 DESTROYING, ATTEMPTING TO DESTROY OR WITING PROPERTY.

STAFF-MEMBER'S VERSION ON THE ABOVE DATE AND APPROXIMATE TIME THIS REPORTING OFFICER WITNESSED THAT MR. HAMMONDS HAD ESCAPED FROM K-B #26 CELL AND ATTACK OFFICER HARRISON. MR. HAMMONDS CAME UP FROM BEHIND OFFICER HARRISON AND VIOLENTLY ASSAULTED OFFICER HARRISON. THIS REPORTING OFFICER ORDERED ABOVE INMATE TO STOP STRIKING OFFICER HARRISON, WHICH ABOVE INMATE REFUSED AND CONTINUED TO STRIKE OFFICER HARRISON. ABOVE INMATE CONTINUED TO STATE TO THIS OFFICER "I'LL FUCKING KILL YOU TWO FUCKERS" THE ABOVE INMATE CONTINUED TO RESIST THIS OFFICER'S ATTEMPT TO TAKE CONTROL OF HIM. THE ABOVE INMATE CONTINUED TO RESIST UNTIL THE RESTRAINTS WERE IN PLACE.

IMMEDIATE ACTION TAKEN AND REASON

Remain in place until seen by Henry Bonner.

PRE-HEARING CONFINEMENT

IF YES

☐ YES

TIME

DATE

☒ NO

FORMS GIVEN TO INMATE

☒ REQUEST FOR WITNESSES AND REPRESENTATION☒ INMATE'S VERSIONREPORTING STAFF MEMBER
SIGNATURE AND TITLEACTION REVIEWED AND APPROVED BY
RANKING C.O. ON DUTY SIGNATURE AND TITLE

DATE AND TIME INMATE GIVEN COPY

DATE

TIME 24 HOUR BASE

YOUR HEARING MAY BE SCHEDULED ANY TIME AFTER

DATE

TIME

MISCONDUCT CATEGORY

Signature of Person Serving Notice

1-27-11

0700

☒ CLASS 1☐ CLASS 2

1-26-11

1955

Karl col Kirschner

NOTICE TO INMATE

You are scheduled for a hearing on the allegation on the date and time indicated or as soon thereafter as possible. You may remain silent if you wish. Anything you say will be used against you both at the misconduct hearing and in a court of law, if this matter is referred for criminal prosecution. If you choose to remain silent, the hearing committee/examiner may use your silence as evidence against you. If you indicate that you wish to remain silent, you will be asked no further questions. If you are found guilty of a Class 1 misconduct, any pre-release status you have will be removed.

WHITE — DC-15

YELLOW — Inmate

PINK — Reporting Staff Member

GOLDENROD — Deputy Superintendent Facility Management

FORM DC-141 PART 1 Rev 8/05		COMMONWEALTH OF PENNSYLVANIA			B 276940																													
DEPARTMENT OF CORRECTIONS																																		
<input checked="" type="checkbox"/> MISCONDUCT REPORT <input type="checkbox"/> OTHER <input type="checkbox"/> DC-ADM 801 INFORMAL RESOLUTION																																		
DC Number <i>TD8858</i>	Name <i>Hammonds</i>	Facility <i>SCID</i>	Incident Time 24 Hr. Base <i>1230</i>	Incident Date <i>1-26-11</i>	Date of Report <i>1-26-11</i>																													
Quarters <i>KB25</i>	Place of Incident <i>KA Range 4</i>																																	
OTHER INMATES OR STAFF INVOLVED OR WITNESSES (CHECK I OR W)																																		
DC Number	Name	I	W	DC Number	Name	I W																												
	<i>CSZ J. Headman</i>	<i>X</i>																																
MISCONDUCT CHARGE OR OTHER ACTION <i>A Class 1 #1 Assault & Class 1 #35 Refusing to obey</i> <i>in order</i>																																		
STAFF MEMBER'S VERSION <i>On the above date and approximate time; this officer was making</i> <i>security round on KA, while walking up towards the KA office, this officer heard</i> <i>someone say mother fucker I'm going to kill you. When this officer turned around</i> <i>I saw inmate Hammonds running towards me. Inmate Hammonds struck this officer</i> <i>with closed fist's. Note: Inmate got out of his cell in KB and attacked this officer</i> <i>on KA Range 4. Inmate Hammonds was ordered several times to stop resisting, Inmate</i> <i>Hammonds would not stop resisting.</i>																																		
IMMEDIATE ACTION TAKEN AND REASON <i>Placed in PDR Pending</i> <i>Security DC 1111</i>																																		
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td colspan="3" style="text-align: center;">PRE-HEARING CONFINEMENT</td> <td colspan="4"></td> </tr> <tr> <td></td> <td colspan="2" style="text-align: center;">IF YES</td> <td colspan="4"></td> </tr> <tr> <td><input type="checkbox"/> YES</td> <td style="text-align: center;">TIME</td> <td style="text-align: center;">DATE</td> <td colspan="4"></td> </tr> <tr> <td><input checked="" type="checkbox"/> NO</td> <td></td> <td></td> <td colspan="4"></td> </tr> </table>							PRE-HEARING CONFINEMENT								IF YES						<input type="checkbox"/> YES	TIME	DATE					<input checked="" type="checkbox"/> NO						
PRE-HEARING CONFINEMENT																																		
	IF YES																																	
<input type="checkbox"/> YES	TIME	DATE																																
<input checked="" type="checkbox"/> NO																																		
REPORTING STAFF MEMBER SIGNATURE AND TITLE <i>[Signature] COJ Thomas R. Harrison</i>			ACTION REVIEWED AND APPROVED BY RANKING C.O. ON DUTY SIGNATURE AND TITLE <i>[Signature] [Title]</i>		DATE AND TIME INMATE GIVEN COPY DATE TIME 24 HOUR BASE <i>1-26-11 1735</i>																													
YOUR HEARING MAY BE SCHEDULED ANY TIME AFTER DATE TIME <i>1-28-11 0800</i>			MISCONDUCT CATEGORY <input checked="" type="checkbox"/> CLASS 1 <input type="checkbox"/> CLASS 2		Signature of Person Serving Notice <i>[Signature] COJ [Title]</i>																													
NOTICE TO INMATE You are scheduled for a hearing on the allegation on the date and time indicated or as soon thereafter as possible. You may remain silent if you wish. Anything you say will be used against you both at the misconduct hearing and in a court of law, if this matter is referred for criminal prosecution. If you choose to remain silent, the hearing committee/examiner may use your silence as evidence against you. If you indicate that you wish to remain silent, you will be asked no further questions. If you are found guilty of a Class 1 misconduct, any pre-release status you have will be removed.																																		

WHITE — DC-15

YELLOW — Inmate

PINK — Reporting Staff Member

GOLDENROD — Deputy Superintendent Facility Management

STATEMENT

LOCATION: Security Office DATE: 1-27-11 TIME: 0840 CASE:LAST NAME: GARY Ford FIRST: GARY MIDDLE:DOB: 3-28-68 INMATE NUMBER: EL 8609FACILITY OF INCARCERATION: SCI DALLASI, GARY Ford, hereby state that LT PATTERSON
has identified himself/herself to me as an Investigator/Commissioned Officer employed by the Pennsylvania Department of
Corrections. G.E. (initial)I do hereby make the following statement. I have not been subjected to any unlawful influence or unlawful inducement and I
have not been promised any favors or given any compensation. G.E. (initial)

ON OR AROUND JAN 3, 2011 IN THE RHU YARD INMATE JAMISON
611-6262 cell KB-9 instructed inmate HAMMONDS # 508826
HOW TO JAR HIS HAMMONDS CELL DOOR OPEN BY APPLYING PRESSURE
IN AN UPWARD MOTION BY PUSHING UP ON THE DOOR PAD
HOLE WITH HIS FEET TO OFF-SET THE DOOR ELECTRONIC MECHANISM
BECAUSE INMATE JAMISON DID IT AT S.C.I.- COAL TOWNSHIP AN ASSAULT
AN OFFICER. JAMISON TOLD HAMMONDS THAT IF YOU GET THE
DOOR OPEN YOU HAVE JUSTIFICATION TO ASSAULT A GUARD
AND GET LAU-SUIT MONEY, TRANSFER, AND TIME CUT FROM ROLL
INMATE HAMMONDS FOLLOWED THROUGH AND GOT HIS DOOR OPEN
AND ASSAULTED A GUARD ON 1-26-11. AFTER THE INCIDENT
MANY INMATES CAME TOGETHER TO FABRICATED A STORY CLAIMING THAT
THE GUARDS OPENED INMATE HAMMONDS DOOR ON PURPOSE.
I INMATE FORD HEARD THIS PERSONALLY. INMATE DUYANE PETERS WAS
ONE OF THE INMATES FABRICATING THIS LIE TO O.P.R AND H.P.C.

I have read and understand this entire statement or it has been read and explained to me. I have signed this statement
indicating that it is true and correct.Having read this statement, which was given by me for official Commonwealth business, to be considered for all purposes;
including actions under the Statutes of this Commonwealth, just as though it had been sworn or affirmed before a court of law or
formal arbitration panel, I find I have nothing further to add.

(Witness)

(Signature of Person Making Statement) / Date

Page 1 of 1

DEF000061

Form DC-135A		Commonwealth of Pennsylvania Department of Corrections	
INMATE'S REQUEST TO STAFF MEMBER		INSTRUCTIONS Complete items number 1-8. If you follow instructions in preparing your request, it can be responded to more promptly and intelligently.	
1. To: (Name and Title of Officer)		2. Date: 1-26-11	
3. By: (Print Inmate Name and Number) Inmate Signature		4. Counselor's Name	
		5. Unit Manager's Name	
6. Work Assignment		7. Housing Assignment	
8. Subject: State your request completely but briefly. Give details. ON 1-20-11 IN the RHU ON K-BLOCK "Door Repairmen" were fixing ALOT of Doors. INMATES WERE SECRETLY HEARD DISCUSSING "that ON CERTAIN IF YOU APPLY ALOT of Pressure by PLACING Your feet IN AN UPWARD MOTION ON the inside WICKER ledge YOU CAN off-set the DOOR ELECTRONIC MECHANISM AND force the Door to OPEN AN inmate By the NAME OF " " did EXACTLY 9. (Response) (This Section for Staff Response Only) that ON 1-26-10 His Motive WAS to have Justification to ASSAULT AN Officer, to get A transfer - LAW-SUIT AND released from the RHU this inmate STATES fake Suicides don't work			
To DC-14 CAR only <input type="checkbox"/>		To DC-14 CAR and DC-15 IRS <input type="checkbox"/>	

Staff Member Name _____ / _____ Date _____
Print Sign

Revised July 2000



DEF000063

Unplanned Use of Force Videotape
Comments

I. Other Comments

On 1/26/11 at 1230 hours, RHU Officer Harrison was making a round on K/A Unit, when he heard, "Harrison, I'm going to kill you!". As he turned around, Inmate JD 8826 Hammonds, K/B cell #25, was running towards him and struck officer Harrison. Officer Harrison used active counter measures on Inmate Hammonds. Officer Headman Ordered Inmate Hammonds to stop and called for help and responded. Officer's Headman and Harrison forcibly took Inmate Hammonds to the floor, striking his head on the heating vent and floor. Lt. Zielen, Sgt. Buck, Officer's Fitzgerald, Pugh, Konschnik and Santoro responded. Inmate Hammonds was resisting. The officers took control of Inmate Hammonds' arms and legs. Handcuffs and shackles were applied. Inmate Hammonds was escorted to the Infirmary by Officers Litz, Volack and Collins. Sgt. Ontko operated the video camera. The escort was without incident. R.N. Harrison evaluated Inmate Hammonds. He had pain to his left hand and wrist and bleeding from his nose. He also had a chipped front tooth and superficial abrasions to his right cheek. His face was cleansed and will be evaluated by Dr. Amin, Dentist. Superintendent Walsh directed that inmate Hammonds be placed in the P.O.R. R.N. Roberts evaluated Officer Harrison. His right knee was discolored and he had pain and was limping. He had a reddened area behind his left ear. Ice was applied and he was referred to the outside hospital for further evaluation. R.N. Roberts evaluated Officer headman. He had abrasions to his 4th and 5th knuckle with slight edema. Ice was applied. Officer's Konschnik, Pugh, Santoro and Fitzgerald were evaluated. No injuries were reported or observed.

Inmate Hammonds was housed in K/B cell #25 and was able to open his cell door and proceed to K/A unit and assault Officer Harrison. Paul Mooney, Fmm1 and Garrett Jesse, Locksmith, responded to K/B unit #25 cell to ascertain how the cell door was able to be opened and repair the problem.

Due to the spontaneity of the incident, a video camera was not utilized. The video was recorded from the RHU range cameras.

Chest Pain

Nursing Evaluation Tool

Date of Report: 01/01/2011
MM DD YYYYMilitary Time Seen: 2:30Subjective: Chief Complaint(s): chest painOnset: "just now"Activity prior to onset: sleepingHistory: 4th chest pain 12/6/10.
(Continue on back if necessary)

Check Here if additional notes on back

Description of Pain: ☐ Burning ☒ Stabbing ☐ Dull/Achy ☒ Pressure-like ☐ Crushing ☐ Other:Duration of Pain: about an hour nowDoes anything relieve the pain? noOnset of Pain: ☐ New onset ☐ Sudden ☒ Gradual ☐ Chronic Pain Scale: (1-10) 7 History of injury? ☐ YES ☒ NORadiation: ☐ No radiation ☒ Radiation to: back, left side.Aggravating Factors: ☐ Exertion ☐ Stress ☐ Food intake ☐ Movement ☒ Coughing ☐ Other:Associated Symptoms: ☐ Nausea/Vomiting ☐ Diaphoresis ☐ Dyspnea ☐ Syncope☒ Fever ☐ Chills ☒ Cough ☐ Sputum production ☐ HemoptysisCardiac Risk Factors: ☒ Family history ☒ Smoke: ppd years ☐ Hypertension ☐ Diabetes ☐ Hyperlipidemia ☐ CADHistory of: ☐ Peptic ulcer ☐ Illicit drug use ☐ Cardiac disease ☐ Nitroglycerin useObjective: Vital Signs: (As Indicated) T: 98.4 P: 100 RR: 20 B/P: 128 / 77Pulse Ox %: 94 % ☐ Room Air ☐ O2 LPM:General Appearance: ☐ No acute distress ☐ Alert ☐ Oriented x 3 ☐ Anxious ☒ Acute distressColor: ☒ Normal ☐ Pale ☐ Flushed ☐ Cyanotic ☐ JaundicedSkin: ☒ Warm ☐ Dry ☐ Cool ☐ Moist/ClammyEKG ordered? ☒ YES ☐ NOEKG interpretation / computer read or available for physician? ☒ YES ☐ NOAdditional Examination: EKG: Pulmonary Disease Rater
(Continue on back if necessary)

Lung sounds:

Right	Left
<input type="checkbox"/> Clear	<input checked="" type="checkbox"/>
<input type="checkbox"/> Diminished	<input type="checkbox"/>
<input type="checkbox"/> Crackles	<input type="checkbox"/>
<input type="checkbox"/> Rhonchi	<input type="checkbox"/>
<input checked="" type="checkbox"/> Wheezing	<input type="checkbox"/>

Check Here if continued on back

Assessment: (Referral Status)

Preliminary Determination(s):

☐ Referral NOT Required☒ Referral Required due to the following: (Check all that apply)☒ Acute distress☒ Abnormal vital signs☒ Recurrent Complaint (More than 2 visits for same complaint)☐ Cardiac history☐ Suspicious cardiac symptomology☒ Cardiac Risk Factor present☐ History of recent illicit drug use☐ Other: ↑ Rmp

Comment: You should contact a physician, physician extender and/or a nursing supervisor if you have any concerns about the status of the patient or are unsure of the appropriate care to be given.

Plan: Check All That Apply: Acute distress - arrange for immediate emergency transport☐ Administer oxygen if in acute distress ☐ ASA mg po (Emergency preventative intervention)☒ Education. The patient demonstrates an understanding of the nature of their medical condition and instructions regarding what they should do as well as appropriate follow-up.☐ Instructions to return if condition worsens.☒ Other: 230 treatment Obs. Island 325 to 10
(Describe)Referral: ☐ NO ☒ YES (If Yes, Whom/Where): Dr. StanishDate for referral: 1/1/11Referral Type: ☐ Routine ☒ Urgent ☐ Emergent (if emergent who was contacted?): Dr. StanishTime 2315Nurses Signature: [Signature]Name: GAIC Forber

Printed

Nursing Evaluation Tool: Chest Pain
Commonwealth of Pennsylvania
Department of Corrections
DC-586M
Revised 11/2007Inmate Name: Hummonds, RichardInmate Number: JD 8826DOB: 7/25/88Facility: SCIP

DEF000539

PROGRESS NOTES

Date/ Time	Discipline Abbreviation	Remarks Subjective, Objective, Assessment, Plan
12/8/10 0600	N	S"An oh" OVS 973-80-20 9870 "10/70 Risperone in room in, @ distance, @ chest pain, @ front, accepted breakfast. A Comfort. P. M. M. M. Rygh
12/8/10 8040	on 3	Reels in No pain 0) vital stable Heartly by com 1) Monitor in comfort level 2' to observe from bedside (Cervical) 2) see order Stanley T. Behinski, D.O.
11/11 7300	R	@ Block Call "I got bad chest pain 2 started about an hour ago." @ 2:00 kneeling on floor of cell 90 at chest pain other 7 of 10 radiating to @ back. transported to Infirmary via W.C. EKG. done 2 pulmonary disease pattern (lungs where @ @ clear. VS. 99/4- 100-20 BP 128/74 SpO2 94% on room air. @ M in comfort. @ assess. Dr. Stanish notified MD (see log sheet) @ Placed in room #17 23V OVS 9870 94% on room air. @ Chest pain @ Monitor Call in room ————

Progress Notes
Commonwealth of Pennsylvania
Department of Corrections
DC-472

Revised 3/2007

Name: Hammonds, Richard

Number: JD 8826

DOB: 7-25-88

Facility: SCI Dallas

DEF000540

Inmate Name:

Inmate Number:

Date/ Time	Discipline Abbreviation	Remarks Subjective, Objective, Assessment, Plan
11/2/11	N	⑤ ② ② Appears asleep
0800		Stable & hungry JL
0800	N	⑤ ② ② Appears asleep
		Stable & hungry JL
11/2/11	NS	S "OK" "Juglond". O Standing at P.O. door -
0800		thru mental Respiration clear, easy
		VS. 98-72-18 120/72 SPD 98% - Denies
		any chest pain at present. Breakfast
		may opposed to take a few pills in
		last 10 minutes following plan & stable
		Dinner Juglond
11/2/11	NS	S "OK" O at 700% of breakfast - appears
0800		hungry at present & stable 10 minutes
11/2/11	PAC	S. 11m reports he feels well now & chest pain now.
1000		Relates pain began yesterday & went away this am.
		⑤ SOB ⑤ n/l/d.
		O. NAD lying on bed in cell. EKG NSE (pulmonary disease
		A. S/P chest pain pattern)
		P. See Rec. Will not EKG for completeness.
		C. Bunk
		-HERYL BUNK, PAC
11/2/11	NS	S "OK" O conversing & other inmates in P.O.
1200		offering no complaints - at 100% of
		lunch. A stable 10 minutes & hungry
	X	X
	X	X
	X	X

DEF000541

PROGRESS NOTES

Date/ Time	Discipline Abbreviation	Remarks Subjective, Objective, Assessment, Plan
1-2-11 1400	N5G	(S) "I feel good" (O) APOX3. LS CTA. Pulse reg. (+) pp3 edema. Declined VS. Denies any distress (A) Per problem list (P) Monitor (I) Cont. N5G care plan (E) stable (R) NONE — T. Hatcher V. Smith B.
1700	N5G	(O) Tolerated meal well (P) Monitor — T. Hatcher V. Smith B.
2000	N5G	(O) Tolerated meds well (P) Monitor — T. Hatcher V. Smith B.
2200	N	(S) "OK" (O) VS- 98-72-20 BP 120/20 SpO ₂ - 98% Resp easy & reg Lungs @ bases @ vesicles (A) DH in contact @ Monitor @ 15 / min (P) GAPCP @ Continue as ordered — E. J.
0200	N	(S) @ @ Appears asleep — @ stable @ Monitor — E. J.
1/3/11	N	(S) @ @ Appears asleep — @ stable @ Monitor — E. J.
0700	N	(S) @ @ Appears asleep — @ stable @ Monitor — E. J.
0900	N	(S) @ @ Appears asleep — @ stable @ Monitor — E. J.
1/3/11	N	(S) Back aching. Report during 1000 Push up per day (O) vital added 2KG - no new S. Heart by (+) cardiochondial reproducible pain larger @ @ @ @ @ (A) shut pain probably 2" to average young / cardiochondial (A) Heart beat / avoid stress

Stanley P. Bohinski, D.O.

Progress Notes
Commonwealth of Pennsylvania
Department of Corrections
DC-472

Revised 3/2007

Name: Hammonds, Richard

Number: JD8826

DOB: 7-25-88

Facility: SCDDA 1A8

DEF000537

Inmate Name:

Inmate Number:

Date/ Time	Discipline Abbreviation	Remarks Subjective, Objective, Assessment, Plan
1-4-11 1700	NSG	(S) Escorted to inf. via security. Status post attempted suicide via hang-up. "You got my meds? I take Ginequan + Benemeton." (O) T 99.4 P 100 R 20 BP 142/78 Sat 98% on BA. AAOx3. hSCTA. Pulse reg. ⊕ pps edema. Denies injury. Photos taken. No injury noted. No distress. MD aware. New orders rec'd. (A) All in Thought Process. (P) Admit to POR. Monitor - 7/21/11
1/20/11 1300	NSG	Call received from R. Ault. re: use of OC spray & EBD - RR. Bohinski aware - New orders received. J. Bohinski
1/21/11 0700	CRN	9/1 c/o diarrhea and abd. cramps x 2-3 days O) AS ABOVE Reported - RRU A) GASTRIC distress AS Report. P) see order T Regt & Fluid JMP Joe Purcell C.R.N.P.
		Stanley K. Bohinski, L.C.
1-22-11 1000	CRN	9) multiple complaints "spot" in my eyes "I'm dehydrated" "images" in my head "my chest hurts" "water hurts my stomach" "my slings bothers me" "I'm losing weight" "my liver hurts" - "could you take blood work" J. Bohinski cont. J. Bohinski

DEF000538

MENTAL HEALTH CONTACT NOTE

SCI: Dallas

DATE

S:

12/29/10

TIME

"I'm stressing"

0940

O: Inmate interviewed at:

RHU

Suicidality:

No current ideation expressed or elicited

Other (Comment Mandatory)

Behavior:

Cooperative

Uncooperative Angry

Hostile

Demanding

Immature

Hyperactive/Restless

Hypoactive/Lethargic

Passive

Controlling

Agitated

Other

Appearance/Grooming:

WNL

Unkempt

Unclean

Disheveled

Bizarre

Other

N/A

A:

Feeling/Affect:

WNL

Euphoric

Depressed

Anxious

Flat

Expressive

Other

Insight:

WNL

Projections

Denials

Limited

Perceptions:

WNL

Delusions

Grandiose

Suspicious

Paranoid

Hallucinations

Other

Thinking:

Logical/Goal Directed

Tangential

Grossly Impaired/Illogical, Fragmented/Confused

Memory:

Intact

Impaired/Short-Term/Recent/Remote

Orientation:

Person

Place

Time

Impairment:

None

Feeling

Thought

Speech

Motor

Sleep

Intellect

Hearing

Eating

Other

Comments/Concerns:

Feeling depressed + Angry but no more than usual.

P:

Plans Regarding Treatment/Contact:

Continue Regular Contact

Increase Frequency of Contact

Decrease Frequency of Contact

Refer to Psychiatry

Refer to Medical

Refer to Counselor

Schedule for PRT Review

Additional Comments and/or PRC Considerations:

N/A

Staff:

Lucas Malishchak, PSA

Lucas Malishchak, PSA

WNL = Within Normal Limits

For each S, O, A, P, circle applicable selection for those categories assessed.

Mental Health Contact Note
Commonwealth of Pennsylvania
Department of Corrections
DC-560
Original: Medical Record

Copy: DC-14 (Counselor)

Inmate Name:

Hammonds, Richard

Inmate Number:

3D8826

DOB:

7/25/86

Facility:

SCI-Dallas

Current Stability: (Circle) A B C D

Housing Location:

5

RECEIVED

JAN 03 2011

SCI-DALLAS

MEDICAL DEPARTMENT

Attachment 1-G

DEF000397

DC-121 Part 3 Revised 6/06 Attachment C 6.3.1, Section 17		Pennsylvania Department of Corrections Employee Report of Incident		<input checked="" type="checkbox"/> Use of Force Occurrence	
To:	Title:	Date:	Time:		
Capt. Carolina	Shift Commander	1-26-11	1230 hrs		
From (Name Printed):	Title:	Location of Incident:			
Thomas L. Hammond	COI	PHU Page 4			
Employee Signature:		Type of Incident:			
		Assault			
Inmates Involved (Name and Number)	Staff Involved (Name and Title)	Witnesses			
Hammonds	COI J. Vandeman	Lt. Roberts			
<p>1. Detailed description of the occurrence. While making the run he heard on a black, this officer heard someone yell "Hammonds you mother fucker I'm going to kill you. I made Hammonds was running towards this officer as I turned around. Inmate Hammonds struck this officer. This officer was using active counter measures against Inmate Hammonds. COI Vandeman came to help, while quickly taking Inmate Hammonds to the ground; Inmate Hammonds took the beating and then stood the floor. This officer helped restrain Inmate Hammonds who was continually resisting, until other officers arrived to assist. Nothing further. B/Hammond.</p>					

DEF000016

2. Actions taken (if force was used, include an account of the events prior to the use of force, the reason(s) for the use of force, and a description of the use of force. If any equipment was used i.e. EBID, OC, etc., describe the process, who authorized the equipment, who used the equipment and the effects of usage. (List all action taken in a chronological order.)

While making rounds on 2nd floor, inmate Hammond got out of his cell from the range 2. Ran up the stairs behind this officer saying "Hammond, you gotta fight. I'm going to kill you." Inmate Hammond's struck this officer and continued to fight. This officer, equipped with police counter measures, got Hammond's eyes closed. Inmate Hammond continued to fight. This officer, along with another officer, had to peacefully take inmate Hammond to the ground. Inmate Hammond's head struck the landing vent, three times. This officer then helped keep inmate Hammond's head down while he waited for medical attention to be placed on inmate Hammond's.

3. Description of any weapon(s) used by the inmate(s) or found in the area. If any, attach a photograph of the weapon(s). None

4. Detailed description of any injuries sustained by staff and/or inmates and any medical attention provided.

Cor. Jackson hurt right arm while peacefully taking inmate Hammond to the ground.

If the occurrence involved a planned use of force, was the occurrence videotaped? If no, include an explanation in Section 2. If yes, include the camera operator's name and the custodian of the tape.

☒ No ☐ Yes

Shift Commander Signature:

Date

Tracking Number (if an attachment to a DC-121 Part 2)

[Signature]

1-26-11

DEF000017

DC-121 Part 3 Revised 6/06 Attachment C 6.3.1, Section 17		Pennsylvania Department of Corrections Employee Report of Incident		<input checked="" type="checkbox"/> Use of Force Occurrence	
To: Capt. Cwalinga		Title: Shift Commander		Date: 1-26-11	Time: 1230
From (Name Printed): J. Headman Col		Title: Col		Location of incident: RMV Range #4	
Employee Signature: <i>J. Headman</i>		Type of Incident: STAFF ASSAULT			
Inmates Involved (Name and Number)		Staff Involved (Name and Title)		Witnesses	
Hammonds JD 8826	Col Harrison	Sgt. Buck			
	Col Santoro	LT. Zeilen			
	Col Fitzgerald				
	Col Henschel				
	Col Pugh				
<p>1. Detailed description of the occurrence: ON THE ABOVE DATE AND APPROXIMATE TIME WHILE THIS REPORTING OFFICER WAS DOING THE 1230 SECURITY ROUND WITNESSED JIM HAMMONDS HAD ESCAPED FROM K-8 #25 CELL IN WHICH HE WAS HOUSED. JIM HAMMONDS RAN UP BEHIND AND STARTED TO VISCEROUSLY ATTACK OFFICER HARRISON STRIKING OFFICER HARRISON IN THE HEAD AND FACE. AT THIS TIME THIS REPORTING OFFICER WHILE RESPONDING TO THE SCENE OF THE ATTACK STARTED ORDERING JIM HAMMONDS TO STOP STRIKING OFFICER HARRISON AND TO GO TO THE FLOOR. JIM HAMMONDS REFUSED AND CONTINUED TO VISCEROUSLY ATTACK OFFICER HARRISON. AFTER THIS REPORTING OFFICER ARRIVED AT THE SCENE TO ASSIST OFFICER HARRISON THE ABOVE INMATE CONTINUED TO REFUSE ORDERS TO STOP. AT THIS TIME OFFICER HARRISON WAS DEFENDING HIMSELF WITH ACTIVE COUNTER STRIKES TO JIM HAMMONDS. OFFICER HARRISON ALONG WITH THIS REPORTING OFFICER HAD TO FORCEFULLY TAKE JIM HAMMONDS TO THE FLOOR. IN DOING SO JIM HAMMONDS STRUCK HIS FACE AND HEAD ON THE HEATING VENT AND FLOOR. AT THIS TIME THIS REPORTING OFFICER CONTROLLED THE LEFT ARM AREA OF JIM HAMMONDS UNTIL HANDCUFFS WERE IN PLACE. AFTER ALL RESTRAINTS WERE IN PLACE THIS REPORTING OFFICER PUT A SPIT SACK OVER JIM HAMMONDS HEAD. THIS REPORTING OFFICER THEN ASSISTED JIM HAMMONDS TO HIS FEET AND ASSISTED IN A HANDS ON ESCORT OF JIM HAMMONDS TO THE K-A Day Room WHERE JIM HAMMONDS WAS PLACED INTO THE STRIP SEARCH CAGE.</p>					

2. Actions taken (if force was used, include an account of the events prior to the use of force, the reason(s) for the use of force, and a description of the use of force. If any equipment was used (i.e., EBID, CO, etc.), describe the process, who authorized the equipment, who used the equipment and the effects of usage. (List all action taken in a chronological order.)

- observed I/M Hammond's escaped and Running on Range #4
- observed I/M Hammond's striking officer Harrison
- ordered I/M Hammond's to STOP
- arrived on scene
- Gained control of I/M Hammond's
- Forcefully put I/M Hammond's on Floor
- Controlled left arm of I/M Hammond's
- Placed spit sock over I/M Hammond's Head
- ASSIST I/M Hammond's to his HALLS
- ASSIST IN HANDS AND CUSTODY

3. Description of any weapon(s) used by the inmate(s) or found in the area. If any, attach a photograph of the weapon(s).

NO WEAPONS

4. Detailed description of any injuries sustained by staff and/or inmates and any medical attention provided.

See medical Reports

If the occurrence involved a planned use of force, was the occurrence videotaped? If no, include an explanation in Section 2. If yes, include the camera operator's name and the custodian of the tape.

☐ No ☐ Yes

Shift Commander Signature:

Date:

Tracking Number (If an attachment to a DC-121 Part 2):

######

Inmate Name:

Inmate Number:

Date/ Time	Discipline Abbreviation	Remarks Subjective, Objective, Assessment, Plan
1/26/11 1310	PRR	<p>S. i/m brought to Disp for exam p alteration. i/m c/o pain in (R) cheek and (L) wrist. i/m c/o he was punched in the face when he was on the ground. i/m denies blurred vision or any visual changes i/m c/o pain in ears, but c/o pain in nose, cheek, & (R) side of face.</p> <p>O. NAD. Spit mask removed. (R) cheek cleaned w peroxide & laceration, but abrasion noted on (R) cheek. (L) edema noted over (R) TMJ area. (R) ear clear TM intact. PERRL Nares clear & blood noted passages open & edema noted. Pharynx clear & bleeding & erythema. (R) front tooth chipped.</p> <p>Hands handcuffed behind back - & lesions & open areas & bleeding. Hands warm & good circulation. - Dr. Amin in to see i/m & examine.</p> <p>A. s/p altercation</p> <p>P. See Rec. i/m to get pan. x ray from dental to r/o fx of jaw. Will order facial/orbit X rays. Will see on s/c 1/27/11 to reeval. If pain meds not ordered from Dental, will order Motrin from medical.</p>
		<p style="text-align: right;">CBunk/MC CHERYL BUNK, PA-C</p>

DEF000536

000009

DC-804
Part 1COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
P. O. BOX 598
CAMP HILL, PA 17001-0598

FOR OFFICIAL USE ONLY

353754
GRIEVANCE NUMBER

OFFICIAL INMATE GRIEVANCE

TO: FACILITY GRIEVANCE COORDINATOR <u>Robin Lucas</u>	FACILITY: <u>SCI-Dallas</u>	DATE: <u>2-4-2011</u>
FROM: (INMATE NAME & NUMBER) <u>Richard Hammonds JD 88240</u>	SIGNATURE of INMATE: <u>Richard Hammonds</u>	
WORK ASSIGNMENT: <u>N/A</u>	HOUSING ASSIGNMENT: <u>POR 6</u>	

INSTRUCTIONS:

1. Refer to the DC-ADM 804 for procedures on the inmate grievance system.
2. State your grievance in Block A in a brief and understandable manner.
3. List in Block B any actions you may have taken to resolve this matter. Be sure to include the identity of staff members you have contacted.

A. Provide a brief, clear statement of your grievance. Additional paper may be used, maximum two pages (one DC-804 form and one one-sided 8 1/2" x 11" page). **State all relief that you are seeking.**

ON 1-26-11 AT OR AROUND 12:30 SET BUCC OPENS KB 85 CELL WITHOUT STAFF PRESENT NOT WAS INMATE IN HAND CUFFS I, INMATE HAMMONDS UNSUCCESSFULLY TRIES TO CLOSE CELL DOOR THEN I EXITED CELL RUNNING TOWARDS BACK STAIRWELL WHERE C/O HARRISON IS SHOUTING "HEY HAMMONDS YOU F-UCKING PUSSY" NOT REALIZING THAT INMATE IS CREEPING UNTIL INMATE SHOUTS "WHAT PUSSY" C/O TURNS AROUND INMATE THEN TRIES TO ATTACK C/O. HEADMAN SEE'S THIS AND SHOUTS WATCH OUT RUNS AND INTERVINES PLACING INMATE ON THE GROUND! WHILE ON THE GROUND OFFICER HARRISON REPEATEDLY PUNCHES INMATE IN THE RIGHT SIDE OF HIS FACE & NOSE THIS CAUSING BLOOD TO DRIP AT THAT SAME TIME OFFICER HEADMAN EXCESSIVELY SQUEEZES HANDCUFFS ON INMATE'S LEFT WRIST BULL SHOUT HE'S BLEEDING GET THE SPIT MASK. HEADMAN THEN FORCEFULLY PLACE SPIT MASK AROUND INMATE'S HEAD AND NOCLUTKING INMATE WITH MASK CALLING HIM NIGGERS SEVERAL TIMES. THEN TAKE'S INMATE INTO RHM DAY ROOM WHERE SEVERAL OTHER OFFICERS KICK, PUNCH AND SPIT ON THE INMATE SHOUTING SAYING THINGS SUCH AS NIGGER, PUSSY AND FAGGOT AND SGT BRONCO STATES YOU NIGGER I WISH IT WERE 400 YEARS AGO WHERE I COULD HANG YOU! INMATE GRIEVES STAFF EXCESSIVE FORCE, CRUEL AND UNUSAL PUNISHMENT, ASSAULT BY OFFICERS. ALL IN VIOLATION OF 8TH AND 14 AMENDMENTS INMATE ALSO GRIEVES RACIAL DISCRIMINATION

WITNESSES
ROONEY SMITH
416002
DAWON HAYES
6F-5255
/ CAMERA

B. List actions taken and staff you have contacted, before submitting this grievance.

SPOKE TO SECURITY THEY LAUGHED AND SAID I SHOULD'VE NEVER ASSAULTED AND OFFICER I AM LUCKY THAT THAT'S ALL THEY DID!

I WOULD LIKE IMMEDIATE TRANSFER AND SEPERATION ON ALL OFFICERS INVOLVED IN THE INCIDENT AND INVESTIGATION

Your grievance has been received and will be processed in accordance with DC-ADM 804.

Sharon M. Laning For /
Signature of Facility Grievance Coordinator2-8-11

Date

Rejected
1aWHITE - Facility Grievance Coordinator Copy CANARY - File Copy PINK - Action Return Copy GOLDENROD - Inmate Copy
Revised
April 2005

DEF000009

000008

GRIEVANCE REJECTION
 SCI Dallas
 1000 Follies Road, Dallas, PA 18612

This serves to acknowledge receipt of your grievance to this office. In accordance with the provisions of DC-ADM 804, "Inmate Grievance System", I have reviewed all documents provided as part of the grievance. Upon consideration of the grievance, it is the decision of this office to reject your grievance due to a failure to comply with the provisions of the DC-ADM 804, as specified below.

Inmate Name:	Richard Hammonds	Inmate Number:	JD 8826
Facility:	Dallas	Unit Location:	POR 6
Grievance #:	358754		
Decision:	Rejection		
	Your grievance is being rejected for the reason(s) outlined below.		
Rationale:	<input checked="" type="checkbox"/> 1. Grievances related to the following issues shall be handled according to procedures specified in the policies listed and shall not be reviewed by the Facility Grievance Coordinator. <input checked="" type="checkbox"/> a) DC ADM 801 Inmate Discipline/Misconduct Procedures <input checked="" type="checkbox"/> b) DC ADM 802 Administrative Custody Procedures <input type="checkbox"/> 2. Grievance does not indicate that you were personally affected by a Department or facility action or policy. <input type="checkbox"/> 3. Group grievances are prohibited. <input type="checkbox"/> 4. The grievance was not signed and/or dated with correct commitment name, number, contained UCC references, or was not presented in proper format. <input type="checkbox"/> 5. Grievance must be legible, understandable, and presented in a courteous manner. <input type="checkbox"/> 6. The grievance exceeded the two page limit. Description needs to be brief. <input type="checkbox"/> 7. Grievances based upon different events must be presented separately. <input type="checkbox"/> 8. The grievance was not submitted within fifteen (15) working days after the events upon which claims are based. <input type="checkbox"/> 9. You are currently on grievance restriction. You are limited to one grievance every 15 working days. Last grievance # submitted on <input type="checkbox"/> 10. Grievance involves matter(s) that occurred at another facility and should be directed by the inmate to the appropriate facility. <input type="checkbox"/> 11. The issue(s) presented on the attached grievance has been reviewed and addressed. Prior grievance # <input type="checkbox"/> 12. The publication appeal was not submitted on the DC 804, Part 1 form and/or did not include a copy of the IPRC denial form. <input type="checkbox"/> 13. Grievance is related to current litigation and will not be addressed in this forum. <input type="checkbox"/> 14. You have not provided this Office with required documentation for proper review.		
Response:			
Signature:	Stasia M. Lanning for/		
Title:	Facility Grievance Coordinator		
Date:	2-8-11		

cc: Superintendent
 Ms. Lucas
 DC-15
 File

DC-ADM 804, Inmate Grievance System Procedures Manual
Section 1 – Grievances & Initial Review

Issued: 12/1/2010
 Effective: 12/8/2010

Attachment 1-C

DEF000008

000007

DC-804
Part 1COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
P. O. BOX 598
CAMP HILL, PA 17001-0598

FOR OFFICIAL USE ONLY

353754

GRIEVANCE NUMBER

OFFICIAL INMATE GRIEVANCE

TO: FACILITY GRIEVANCE COORDINATOR SUPER INTENDENT WALSH	FACILITY: Sci Dallas	DATE: 2-13-2011
FROM: (INMATE NAME & NUMBER) Richard Hammonds JD 8826	SIGNATURE OF INMATE: Richard Hammonds	RECEIVED FEB 22 PM 12:07 DEPT. OF CORRECTIONS OFFICE
WORK ASSIGNMENT: N/A	HOUSING ASSIGNMENT: POR 6	

INSTRUCTIONS:

1. Refer to the DC-ADM 804 for procedures on the inmate grievance system.
2. State your grievance in Block A in a brief and understandable manner.
3. List in Block B any actions you may have taken to resolve this matter. Be sure to include the identity of staff members you have contacted.

A. Provide a brief, clear statement of your grievance. Additional paper may be used, maximum two pages (one DC-804 form and one one-sided 8 1/2" x 11" page). **State all relief that you are seeking.**

I AM APPEALING STASIA M. LANNING'S REJECTION OF GRIEVANCE # 353754 WHEREAS SHE STATES I CANNOT GRIEVE A STAFF ASSAULTING ME, USING EXCESSIVE FORCE AND BASICALLY VIOLATING MY DUE PROCESS AND CONSTITUTIONAL RIGHTS UNDER THE EQUAL PROTECTION CLAUSE SGT BUCC CAN SHOW NO AUTHORITY UNDER STATE LAW, STATE CUSTOM, OR STATE USAGE TO DO WHAT HE DID OPENING CELL DOOR WITHOUT HANDCUFFS. THE COURTS AUTHORIZES ANY PERSON WHO IS DEPRIVED OF ANY RIGHT, PRIVILEGE, OR IMMUNITY SECURED TO HIM BY THE [365 U.S. 180] CONSTITUTION OF THE UNITED STATES, TO BRING AN ACTION AGAINST THE WRONG DOER IN THE FEDERAL COURTS, AND THAT WITHOUT ANY LIMIT WHATSOEVER AS TO THE AMOUNT OF IN CONTROVERSY, SGT BUCC'S MISUSE OF POWER VIOLATED MY FOURTEENTH AMENDMENT INDEED HE ACTED WITH A SPECIFIC INTENT TO DEPRIVE ME OF A FEDERAL RIGHT SECURED TO ME UNDER THE EQUAL PROTECTION CLAUSE THE NATURE OF THIS CONSTITUTIONAL CLAIM IS EVIDENT. BASED UPON STASIA LANNING'S DECISION TO REJECT THE ATTEMPT GRIEVE STAFFS VIOLATION OF FEDERAL RIGHTS SECURED TO ME UNDER THE EQUAL PROTECTION CLAUSE, DUE PROCESS CLAUSE AND RIGHT TO ADEQUATELY EXHAUST STATE REMEDIES TO THE FULLEST EXTENT, IS IN ITSELF A VIOLATION OF DOC POLICY IN THE INMATE HANDBOOK EVERY INMATE HAS THE RIGHT TO PROPERLY USE THE GRIEVANCE SYSTEM AND NO RETALIATION SHALL BE INFLICTED UPON INMATE IN AN ATTEMPT TO INTIMIDATE HIM FROM SAILING THROUGH WITH THE CLAIMS

B. List actions taken and staff you have contacted, before submitting this grievance.

FILED FIRST LEVEL GRIEVANCE BUT GOT REJECTED IN AN ATTEMPT TO DISCOURAGE INMATE FROM ADEQUATELY USING GRIEVANCE SYSTEM

Your grievance has been received and will be processed in accordance with DC-ADM 804.

Signature of Facility Grievance Coordinator

Date

WHITE - Facility Grievance Coordinator Copy CANARY - File Copy PINK - Action Return Copy GOLDENROD - Inmate Copy
Revised
April 2005


DEF000007

000006

ML

Facility Manager's Appeal Response
SCI Dallas
 1000 Folliess Road
 Dallas, PA 18612

This serves to acknowledge receipt of your grievance appeal to the Facility Manager for the grievance noted below. In accordance with the provisions of DC-ADM 804, "Inmate Grievance System Policy", the following response is being provided based on a review of the entire record of this grievance. The review included your initial grievance, the Grievance Officer's response, your appeal to me and any other documents submitted.

Inmate Name:	Richard Hammonds	Inmate Number:	JD 8826
Facility:	Dallas	Unit Location:	FRA
Grievance #:	353754		
Publication (if applicable):			
Decision:	<input checked="" type="checkbox"/> Uphold Response (UR) <input type="checkbox"/> Uphold Inmate (UI) <input type="checkbox"/> Dismiss/Dismiss Untimely		
<i>It is the decision of this Facility Manager to uphold the initial response, uphold the inmate or dismiss. This response will include a brief rationale, summarizing the conclusion, any action taken to resolve the issue(s) raised in the grievance and your appeal and relief sought.</i>			
Response:	UR	<i>Frivolous</i>	
<p>I have reviewed your grievance, the Grievance Coordinator's rationale for the return of your unprocessed grievance and your appeal.</p> <p>The Acting Grievance Coordinator's decision not to process your grievance is accurate. The grievance is in violation of DC-ADM 804. Be advised the information is being forwarded to the security office to be handled as an allegation of abuse.</p> <p>Therefore, I uphold the initial decision.</p>			
Signature:	Jerome W. Walsh 		
Title:	Facility Manager		
Date:	February 22, 2011		

JWW:sml

cc: Ms. Lucas
 Captain Pall
 DC-15
 File

DC-ADM 804, Inmate Grievance System Procedures Manual
Section 2 - Appeals
 Issued: 12/1/2010
 Effective: 12/8/2010

Attachment 2-B

DEF000006

000005

Case 3:11-cv-01666-MEM Document 163 Filed 08/21/14 Page 46 of 58
APPEALS353754
Grievance #

Central Office

I am appealing superintendent walsh's rejection of grievance # 353754 whereas state's I cannot grieve staffs using excessive force, a staff member assault, and basically violation of my due process and equal protection rights secured in under the US constitution and a violation of DOC policy

Facts:

12:30 126-11 Sgt buce opened cell 2540 without proper instruction I emptied to closed cell door then it opened up again c/o Harrison is shouting to p. Hammond's you for my p-x I then become angry and runs towards the back stairwell and attempts to attack said officer but got took under control then Harrison repeatedly punches me in my face on the right side of nose causing it to bleed at the same time c/o headman is excessively squeezing handcuffs on my left wrist Sgt buce states he's bleeding get the spit mask they give headman mask he forcefully places mask on my face and chokes me with mask takes me into the other day room where staff cc punch and spit on me calling me names.

Staff can show no authority under color of state law, state claim or state issue to do what they did by Sgt buce's misuse of power violated my 14th amend cause he acted with specific intent to deprive me of a federal right secured in under the constitution.

State's Lanning's rejection of it is in violation of DOC policy inmate handbook: it states every inmate has the right to adequately use grievance system and superintendent B11 deliberate indifference to DOC policy under professional code of ethics B12 only a minimum amount of force necessary to defend one self or others to prevent escape, to prevent serious injury or damage to property or to quell a disturbance or riot will be used excessive force, violence or intimidation will not be tolerated. B14 employees will promptly report to their supervisor any information which comes to their attention and indicate violation of the law, rules and/or regulations at the dept of corrections and will maintain reasonable familiarity with the provision of such directives.

cc: filed

Respectfully submitted
Richard Hammond
JD 8826



DEF000005



PHOTO-2000, N. J.
**DEFENDANT'S
EXHIBIT**
94

DEF0000074



DEFENDANT'S
EXHIBIT
95

DEF0000075



ENCLOSURE, R. 1
DEFENDANT'S
EXHIBIT
96

DEF0000076



DEF0000077

DECLARATION OF DEFENDANT

I DAVON HAYES #6F-5255 CELL KA 24 CELL SWEAR UNDER THE PENALTY OF PERJURY THAT THE FOLLOWING IS TRUE AND CORRECT TO THE BEST OF MY PERSONAL KNOWLEDGE AND OBLIGATION.

1) ON 1-26-11 AT OR AROUND 12:30PM I HEARD C/O HARRISON CONDUCTING ROUNDS TO WHICH I OVER HEARD HIM SHOUT LOUDLY UPSTAIRS TO PRISONER HAMMONDS JD 8886 'HEY HAMMONDS YOU FUCKING PUSSY' TO WHICH I SEEN PRISONER HAMMONDS COME FROM THE BACK STAIR WELLS OUT OF NOWHERE AND ASSAULT C/O HARRISON C/O HEADMAN INTERVIEW AND HELPED C/O HARRISON THAN THEY PLACED HIM ON THE GROUND.

2) C/O HARRISON THEN PROCEEDED TO PUNCH PRISONER HAMMONDS IN HIS FACE WHILE ON THE GROUND. REPEATEDLY CAUSING BLOOD TO DRIP. PRISONER WAS NOT RESISTING HE COMPLIED WITH ALL THE ORDERS GIVEN TO HIM NOT TO MOVE STILL HE CONTINUED TO ASSAULT PRISONER.

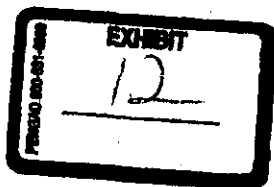
3) I ALSO WITNESS C/O HEADMAN EXCESSIVELY SQUEEZING HAND CUFFS ON PRISONER WRIST CAUSING HIM TO SHOUT OUT IN PAIN.

4) SGT. BLICE CAME FROM RHU DAY ROOM AND ORDER C/O JOHN DOE TO GET SPEC MASK TO TRY COVER UP PRISONER BLUISE'S FROM THE CAMERA.

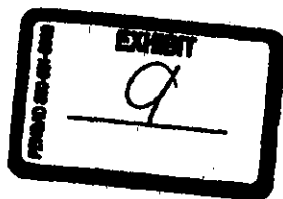
5) AFTER JOHN DOE DID THIS C/O HEADMAN FURTHILLY PLACED IT AROUND PRISONER HEI AND NECK "CALLING HIM NIGGER" SEVERAL TIMES THEN THEY TOOK HIM TO RHU DAY ROOM WHERE I HEARD THEM AGAIN ASSAULTING PRISONER WHILE HE CALL FOR HELP.

EXECUTED AT: SCI-DALLAS

DATED: JANUARY 30, 2011



Davon Hayes #6F-5
DAVON HAYES #6F-52



Declaration of Delli Santi

I prisoner Delli Santi cell KB 17 cell hereby swear UN the penalty of perjury that the foregoing statement is TRUE and cor ect to the best of my personal knowledge.

1. ON 1-26-11 I heard prisoner Hammonds tell c/os passing trays around that he got skipped for breakfast

2. and I also heard the same things for lunch then I heard c/os laugh at him calling him names

3. I observed c/o Heavman making rounds and stop at KB 25 cell and state into his Radio we need a can of mace for KB 25 cell Hammonds his door covered then the same guards who passed lunch trays are collect them and walked passed prisoner Hammonds cell calling him names

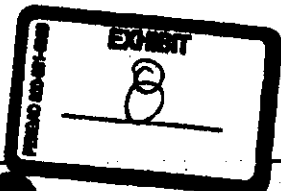
4. I heard prisoner state to someone he feels suicidal and I heard that person say NO I think your trying to manipulate me

5. I then hear Sgt Bucc at his door saying Restart this and at 12:30 want to see what your about I'm going to open your door nigger

Executed at: S.C.I. Dallas
 given to prisoner Hayes to
 give to prisoner Hammonds
 Date 1-28-11

Delli Santi
 Delli Santi





AFFIDAVIT OF TIMOTHY DOCKERY

I TIMOTHY DOCKERY DO HEREBY DECLARE THAT I HAVE BEEN EXPERIENCING MANY OF THE SAME SYMPTOMS THAT RICHARD HAMMONDS EXPERIENCED AS A RESULT OF SEVERAL PHU OFFICERS PUTTING SOME UNKNOWN SUBSTANCE IN OUR FOOD WHEN THE BREAKFAST, LUNCH & DINNER MEAL TRAYS ARE SERV.

I WAS RELOCATED FROM THE GSNL TO THE PHU AUGUST 16, 2011 AND A FEW WEEKS AFTERWARD I MET RICHARD HAMMOND AND DISCOVERED THAT HE WAS HAVING THE SAME PROBLEMS THAT THE OFFICERS WERE PUTTING SOME- IN HIS FOOD TO CAUSE OUR SYMPTOMS.

I'VE BEEN COMPLAINING ABOUT THE FOOD TAMPERING SINCE JANUARY 2011 WHICH THERE'S RECORDS OF MY COMPLAINT. HAMMONDS HAS RECORDS THAT SHOWS HE HAVE BEEN COMPLAINING ABOUT THE FOOD TAMPERING SINCE MARCH, APRIL 2011. WE ARE BOTH NEW IN THE INSTITUTION; NEVER BEEN IN GENERAL POPULATION - FROM DIFFERENT CITIES THEREFORE WE WERE UNABLE TO GET TOGETHER AND CONCOCT OUR EXPERIENCES WITH THE GAUARDS HERE A FRACKVILLE. THE ONLY THING THAT WE HAVE IN COMMON TO CAUSE THE GAUARDS TO TAINT OUR FOOD IS THAT WE HAVE PAST INCIDENTS AND COMPLAINTS INVOLVING GAUARDS AND WE HAVE A LOT OF ~~AND~~ DISCIPLINARY CUSTODY TIME AND EXPERIENCE IN THE L-5 UNITS.

I SWEAR UNDER THE PENALTY OF PERJURY SOWN FALSIFICATION TO AUTHORITIES 28 U.S.C. § 1746 THAT THE FOREGOING IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEFS.

DATED: JANUARY 6, 2012



TIMOTHY DOCKERY* BR-8487
1111 ALFAMONT BLVD.
FRACKVILLE, PA. 17931

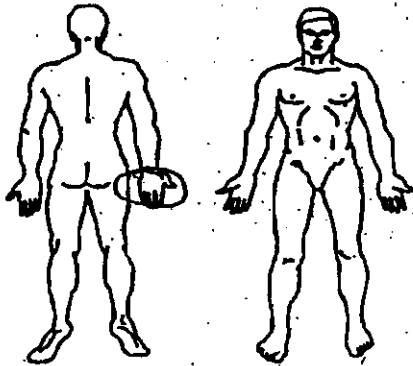
On 4-14-12 I Donald Murphy here by Declare under the penalty of perjury that the foregoing is true and correct to the best of my personal knowledge.

On 4-14-12 I Donald Murphy Declare under the penalty of perjury that on numerous occasions I've witnessed c/o Ke and Sgt Long take inmate food trays into Rm bubble can back out and walk towards the back where the trays are and bring the trays onto the block and pass them out. I recently overheard an inmate by the name Richard Hammonds complaining to the security Capt Clark also Superintendent Collins, Pete Datiter, Kavalchik and Deputy Lomady and they all stated that they did not believe his staff would do that. I wrote this declaration in good faith. I also fear retaliation please refer to this as anonymity because these guards and officials are obstreperous.

Donald Murphy
Signed



MEDICAL INCIDENT/INJURY REPORT						
PERSON INVOLVED (Last Name) HAMMONDS (First Name) Richard (Middle Initial)			Reported to Dispensary Date: 1-26-11 AM Time: 7:48 12:48 PM seen in RHY			
Male: <input checked="" type="checkbox"/> Female: <input type="checkbox"/> Age: 22						
Date of Incident 1-26-11	Time of Incident 1230 <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M.	Exact Location of Incident RHY Range 4				
INMATE <input checked="" type="checkbox"/>	Facility No. JD8826	Housing Unit K	Work Related Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>			
SUPERVISOR:						
EMPLOYEE <input type="checkbox"/>	Department		Job Title			
VISITOR <input type="checkbox"/>	Home Address		Home Phone			
OTHER <input type="checkbox"/>	Occupation		Reason for Presence at this Facility			
Property Involved: <input type="checkbox"/> Equipment Involved: <input type="checkbox"/> Describe:			Was person authorized to be at location of incident: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
Describe exactly What Happened. Why it happened. Action Taken. If an Injury, State Part of Body Injured. If Property or Equipment Damaged, Describe Damage. 1. Description of Illness/Injury						
I'm involved in assault on CO Harrison						
(Continue On Reverse)						
Was Physician Notified? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Was Family Notified? Yes <input type="checkbox"/> No <input type="checkbox"/>				
Was Person Involved Seen by a Physician? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Date	Time	A.M. P.M.	Where	Physician's Name
Was Person Involved Taken To A Hospital? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Date	Time	A.M. P.M.	Where	By Whom
2. Initial Impression Illness/Injury.		Indicate on Diagram Location of Injury				
No pain left wrist and hand pain. has Blood from Nose has Chipped front tooth right cheek has superficial abrasions, left wrist swollen, painful to touch skin intact.		TYPE OF INJURY				
		1. Laceration <input type="checkbox"/>				
		2. Hematoma <input type="checkbox"/>				
		3. Abrasion <input type="checkbox"/>				
		4. Burn <input type="checkbox"/>				
		5. Non Apparent <input type="checkbox"/>				
6. Other <input type="checkbox"/>						
Specify _____						
3. Treatment Rendered: evaluation, seen in dispensary by PT Bunk, DR Amin, face cleaned w/ H2O2						
Follow-Up: Placed in infirmary						
Date of Report 1-26-11	Signature & Title of Person Preparing Report [Signature]			Reviewing Authority DEF000032		

MEDICAL INCIDENT/INJURY REPORT					
PERSON INVOLVED (Last Name) <u>Hesman</u> (First Name) <u>John</u> (Middle Initial)			Reported to Dispensary Date: <u>1/26/11</u> AM Time: <u>1335</u> PM		
Male: <input checked="" type="checkbox"/> Female: <input type="checkbox"/> Age: <u>44</u>					
Date of Incident <u>1/26/11</u>	Time of Incident <input type="checkbox"/> A.M. <u>1230</u> <input checked="" type="checkbox"/> P.M.	Exact Location of Incident <u>KA Range 4</u>			
INMATE <input type="checkbox"/>	Facility No.	Housing Unit	Work Related Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
SUPERVISOR:					
EMPLOYEE <input checked="" type="checkbox"/>	Department <u>Security</u>		Job Title <u>CO I</u>		
VISITOR <input type="checkbox"/>	Home Address		Home Phone		
OTHER <input type="checkbox"/>	Occupation		Reason for Presence at this Facility		
Property Involved: <input type="checkbox"/> Equipment Involved: <input type="checkbox"/> Describe:			Was person authorized to be at location of incident: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Describe exactly What Happened. Why it happened. Action Taken. If an Injury, State Part of Body Injured. If Property or Equipment Damaged, Describe Damage. 1. Description of Illness/Injury <u>INVOLVED IN STAFF ASSEMBLY</u> <u>being an inmate</u>					
(Continue On Reverse)					
Was Physician Notified? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Was Family Notified? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>			
Was Person Involved Seen by a Physician? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Date <u>/ /</u>	Time <u>/ /</u>	A.M. <input type="checkbox"/> P.M. <input type="checkbox"/>	Where
Was Person Involved Taken To A Hospital? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Date <u>/ /</u>	Time <u>/ /</u>	A.M. <input type="checkbox"/> P.M. <input type="checkbox"/>	By Whom
2. Initial Impression Illness/Injury <u>Blow to Abdomen</u> <u>NOVIO ABAND 4th & 5th</u> <u>KNULCKLES. NO</u> <u>Bleeding NO</u> <u>min Edema NO</u>		TYPE OF INJURY 1. Laceration <input type="checkbox"/> 2. Hematoma <input type="checkbox"/> 3. Abrasion <input checked="" type="checkbox"/> 4. Burn <input type="checkbox"/> 5. Non Apparent <input type="checkbox"/> 6. Other <input type="checkbox"/> Specify _____		Indicate on Diagram Location of Injury 	
3. Treatment Rendered: <u>Assessed Clean</u>					
Follow-Up <u>Power of Physicians</u>					
Date of Report <u>1/26/11</u>	Signature & Title of Person Preparing Report <u>[Signature]</u>			Reviewing Authority DEF000036	

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